

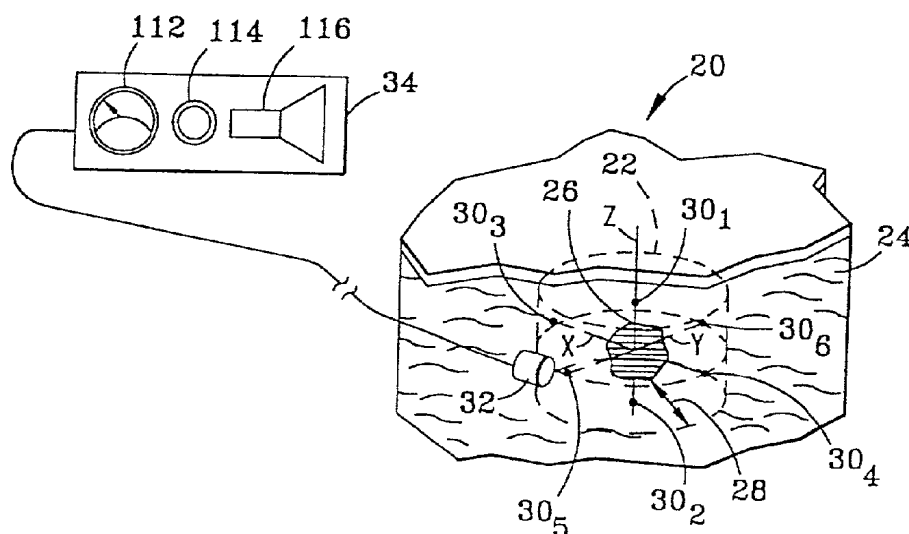
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(19) **United States**(12) **Patent Application Publication****Krag**(10) **Pub. No.: US 2002/0013596 A1**(43) **Pub. Date: Jan. 31, 2002**(54) **SYSTEM AND METHOD FOR BRACKETING AND REMOVING TISSUE**(52) **U.S. Cl. 606/167**(76) **Inventor: David N. Krag, Shelburne, VT (US)**

Correspondence Address:

PERKINS COIE LLP**PATENT-SEA****P.O. BOX 1247****SEATTLE, WA 98111-1247 (US)**(21) **Appl. No.: 09/954,588**(22) **Filed: Sep. 14, 2001****Related U.S. Application Data**(63) **Continuation of application No. 09/078,982, filed on May 14, 1998.****Publication Classification**(51) **Int. Cl.⁷ A61B 17/32**(57) **ABSTRACT**

A system and method for bracketing a tissue volume (22) and later locating the bracketed tissue volume. The system includes a plurality of markers (30) and a probe (32) and detector (34) for use in locating the markers by providing information usable by a surgeon that is representative of changes in proximity between the probe and the plurality of markers. The markers have various detection characteristics, e.g., they transmit gamma rays, that are detectable by an associated probe and detector. The tissue volume is removed by manipulating a cutting tool based on the proximity information provided by the detector which can be used by the surgeon to define the boundary of the tissue volume. A two-part cutting tool (200) is provided for removing the tissue volume, and a tissue anchor (300) is provided for stabilizing the tissue during removal. The system and method of the invention are particularly useful in bracketing and then removing a tissue volume from amorphous, pliable tissue such as breast tissue.



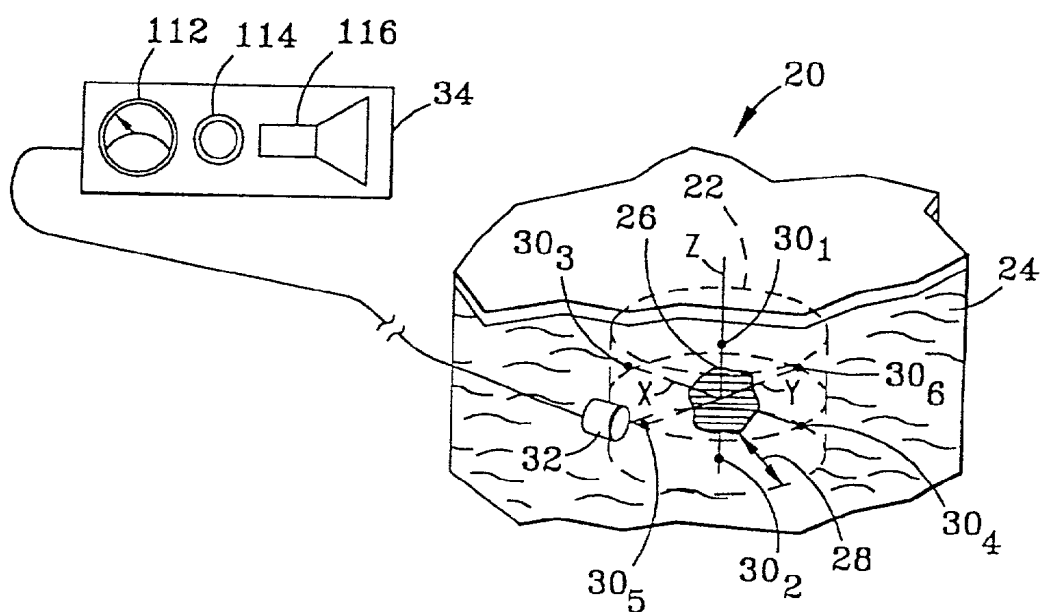


FIG. 1

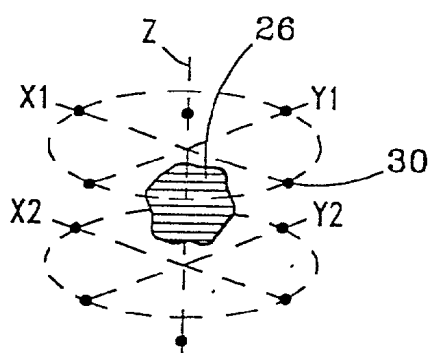


FIG. 1A

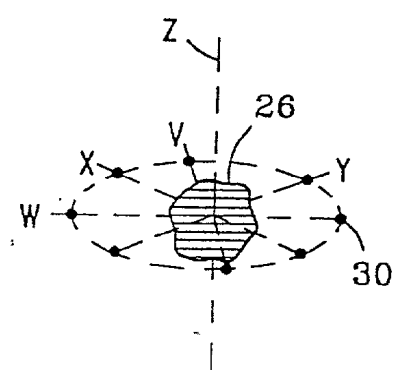


FIG. 1B

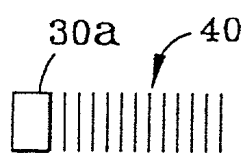


FIG. 2a

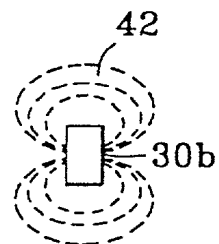


FIG. 2b

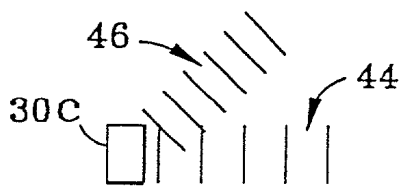


FIG. 2c

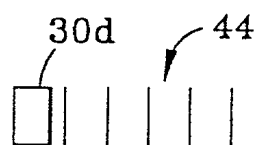


FIG. 2d

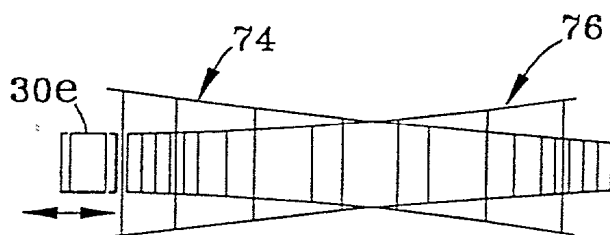


FIG. 2e

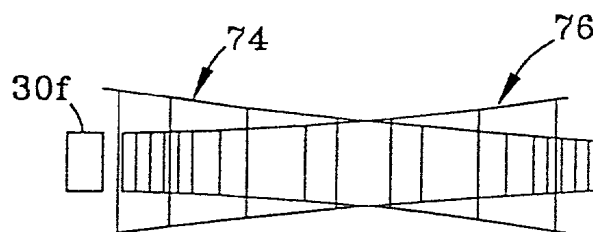
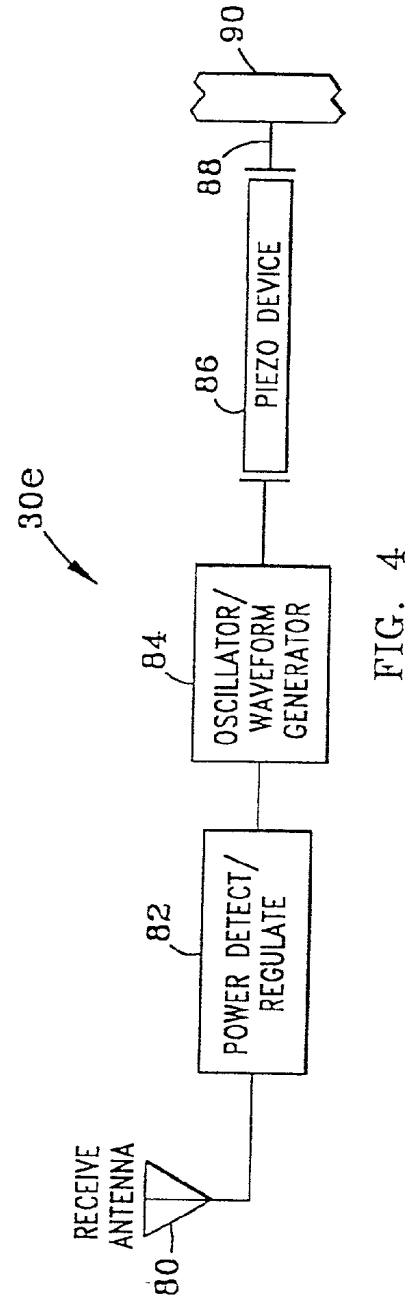
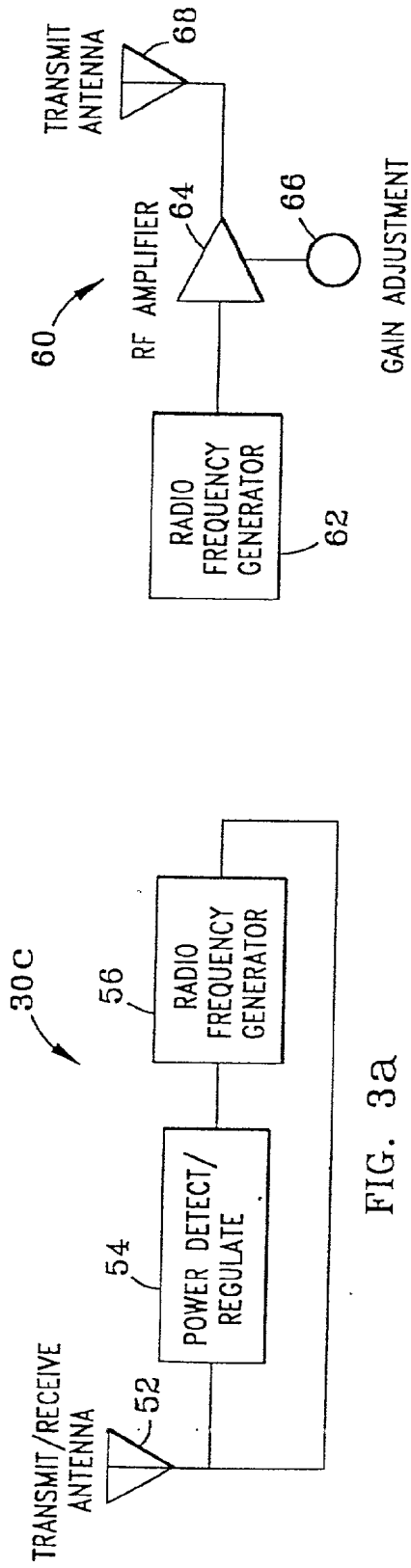


FIG. 2f



FIG. 2g



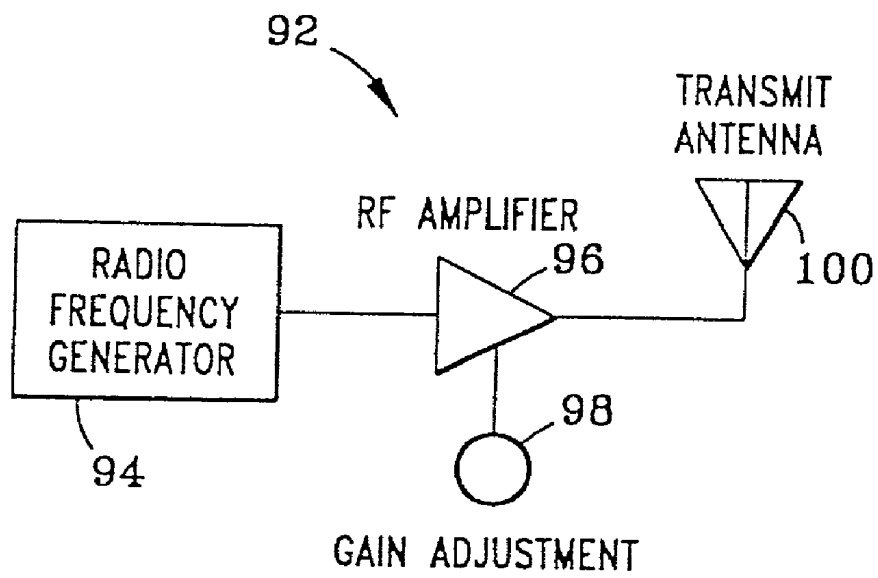


FIG. 5

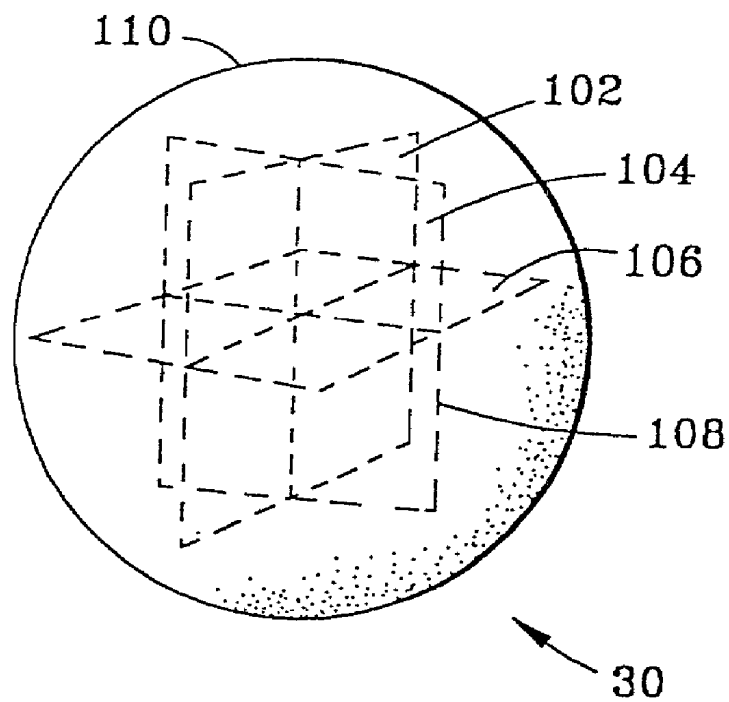
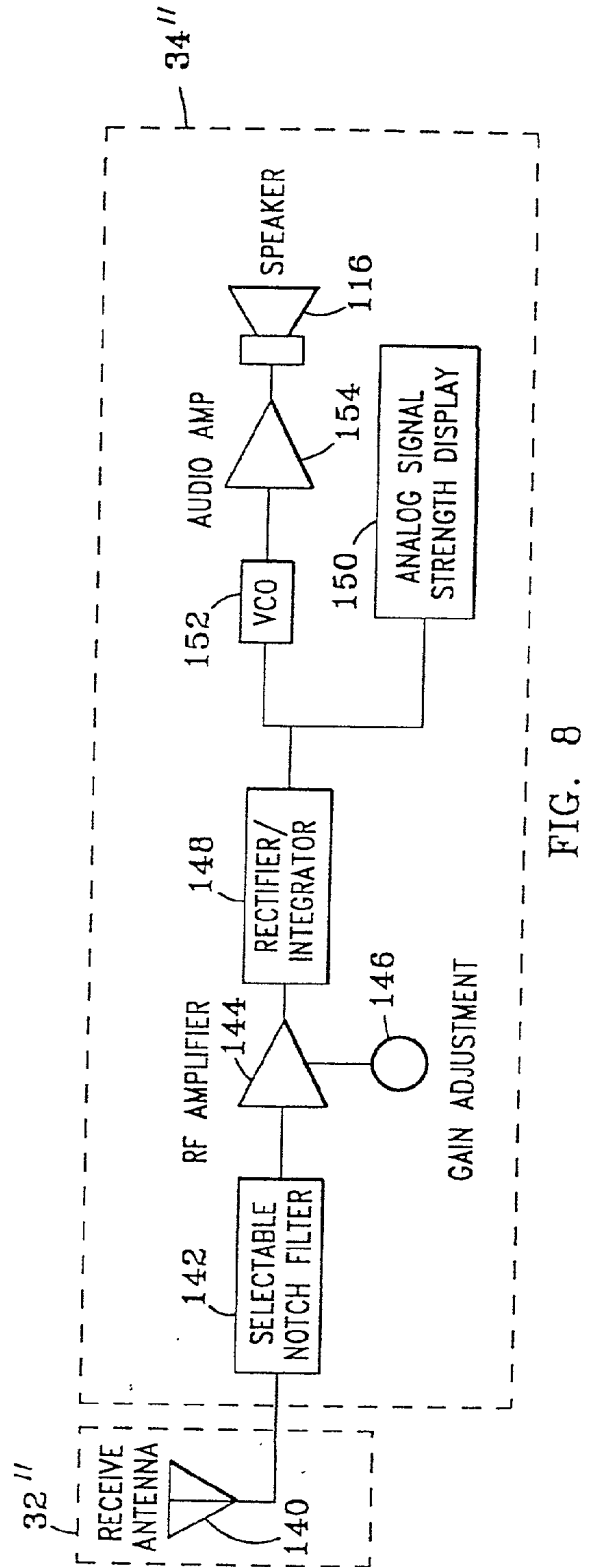
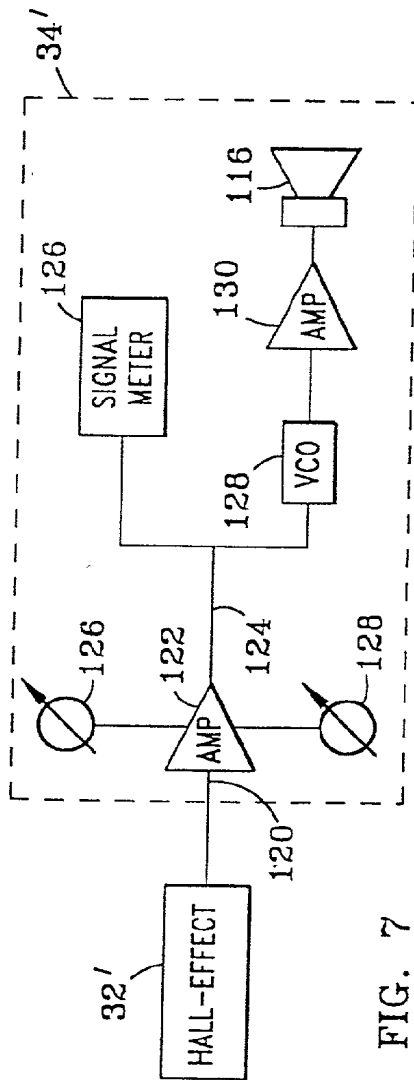


FIG. 6



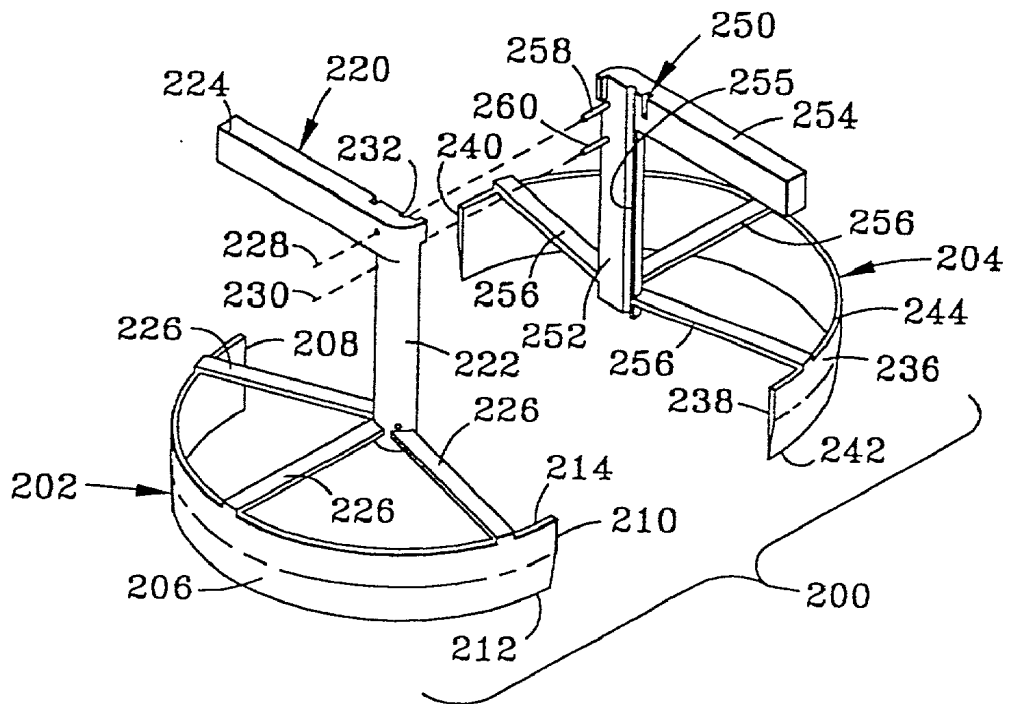


FIG. 9

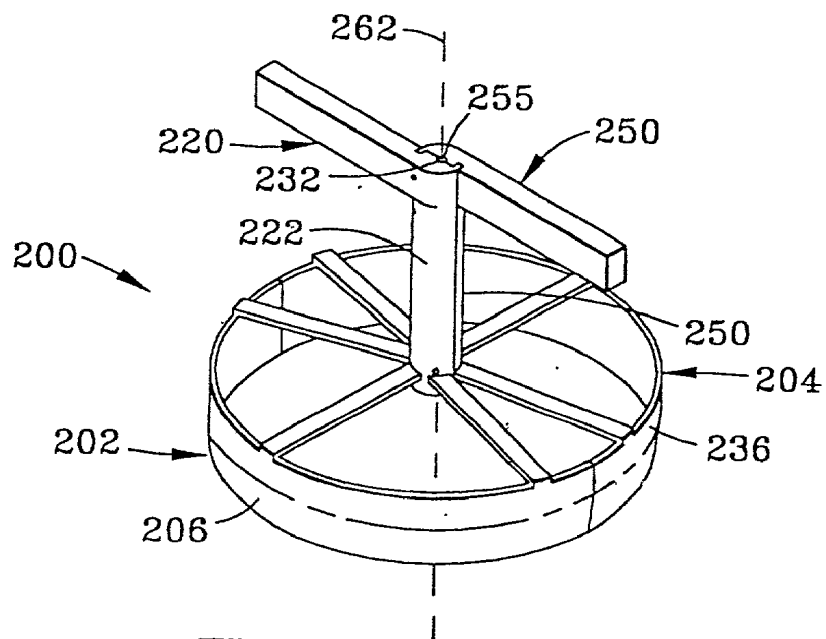


FIG. 10

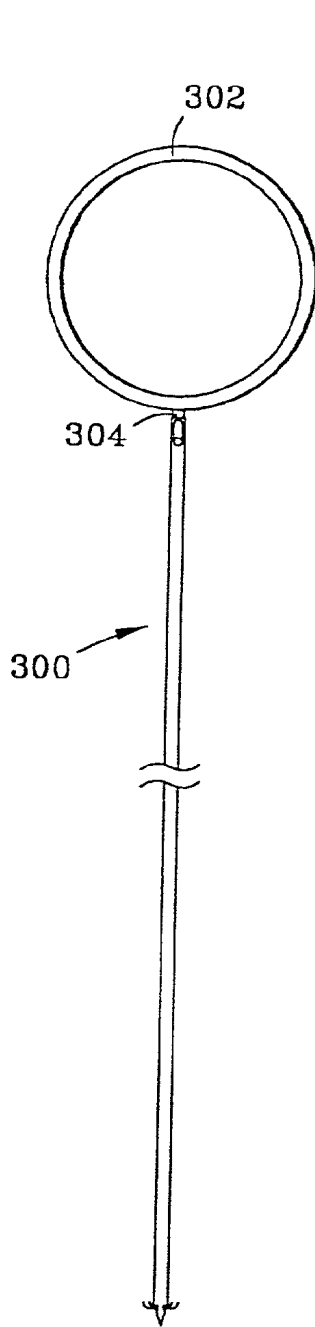


FIG. 11

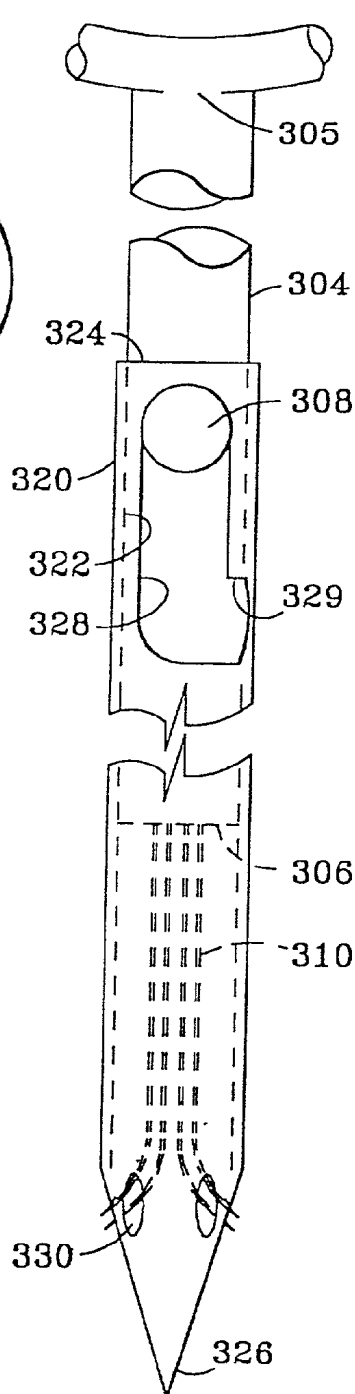


FIG. 12

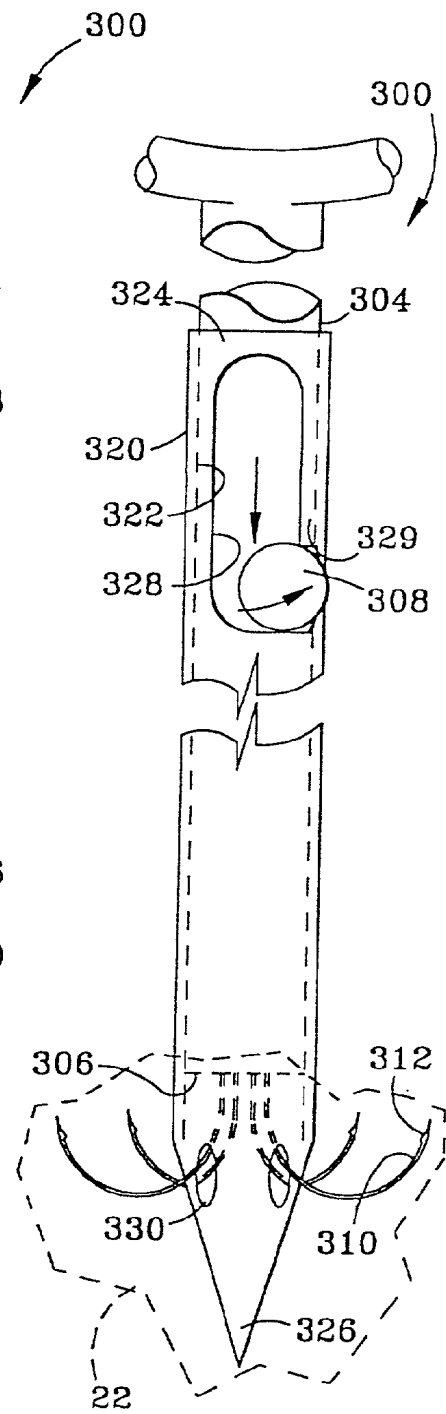


FIG. 13

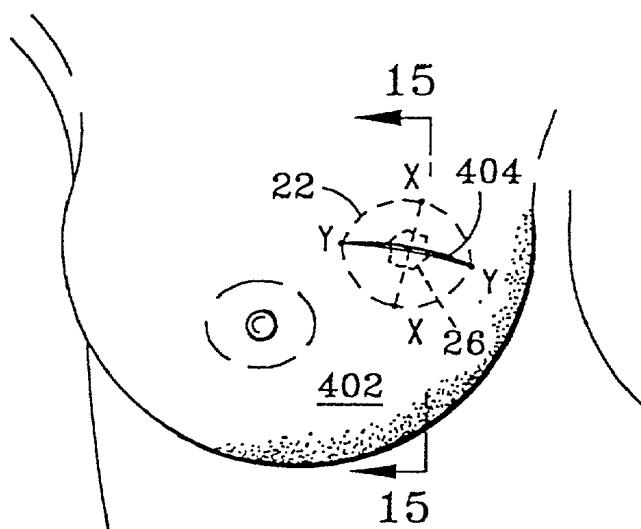


FIG. 14

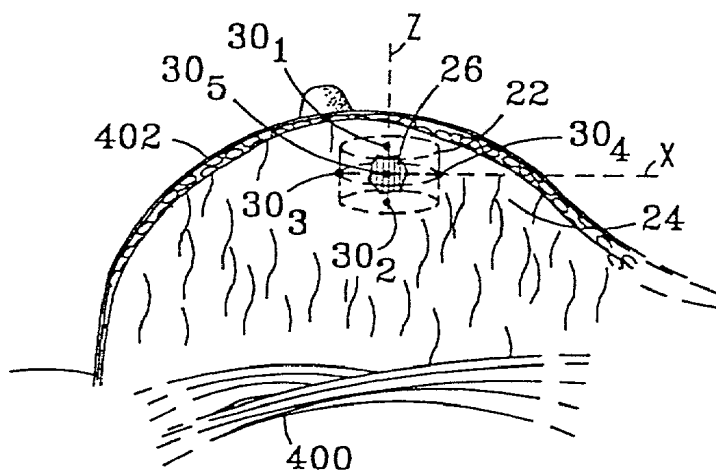


FIG. 15

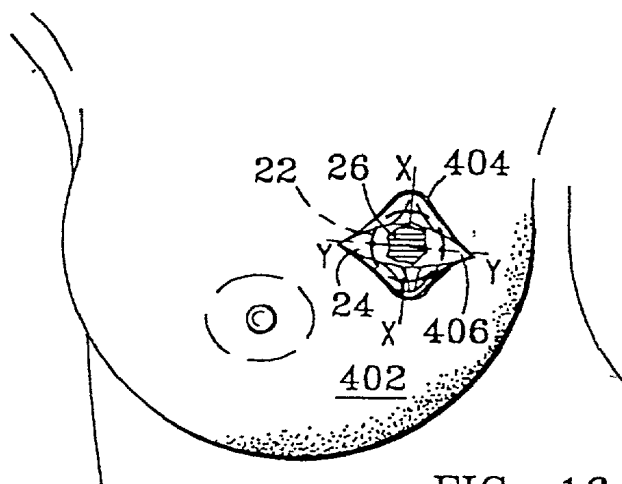


FIG. 16

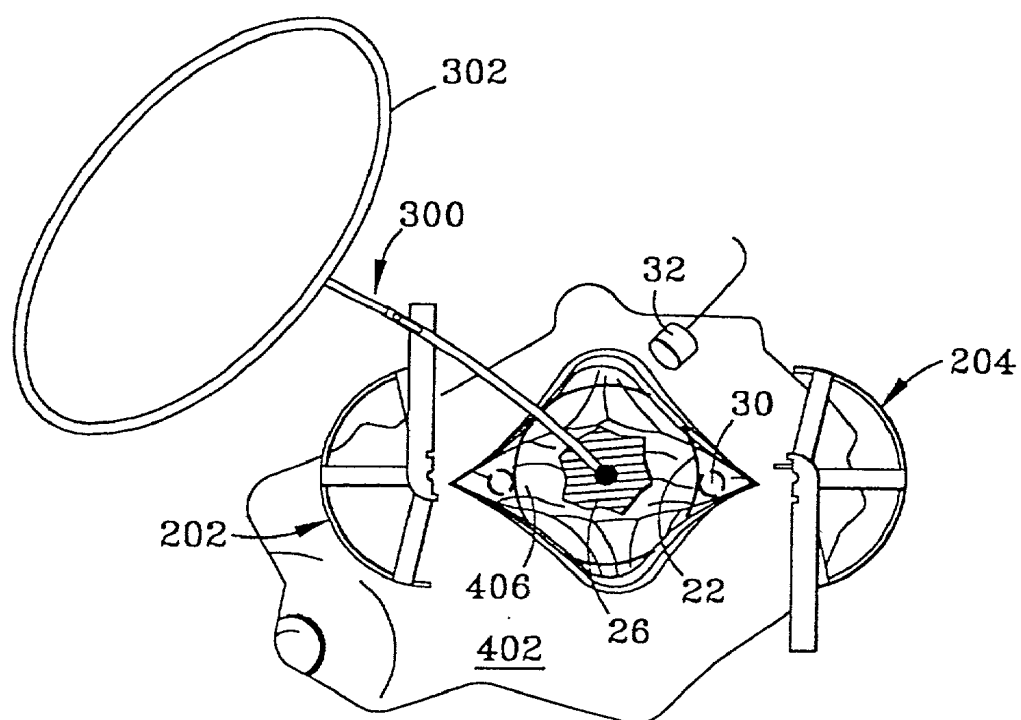


FIG. 17

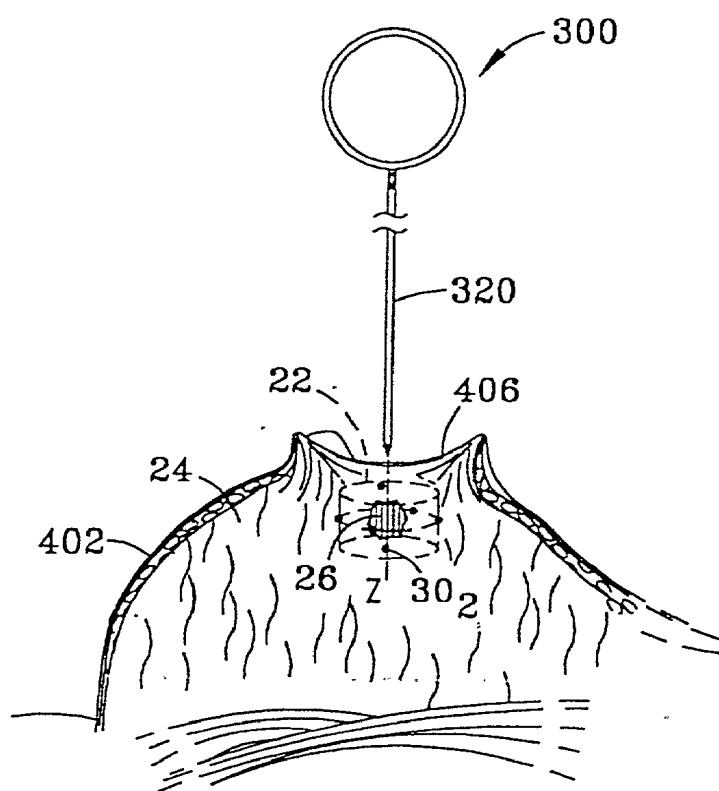


FIG. 18

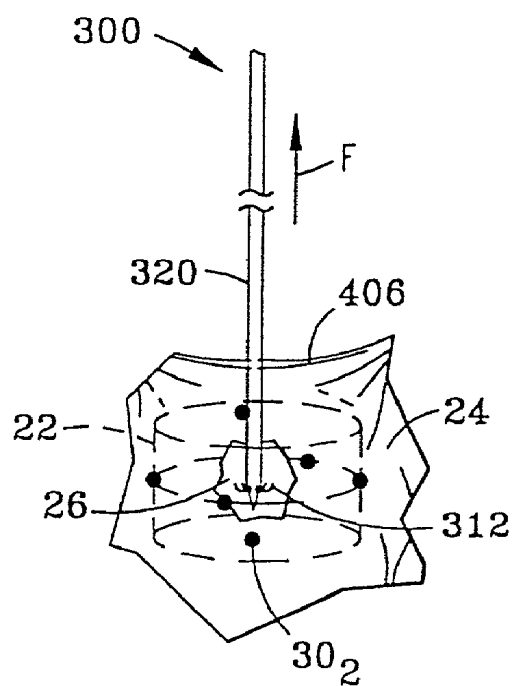


FIG. 19

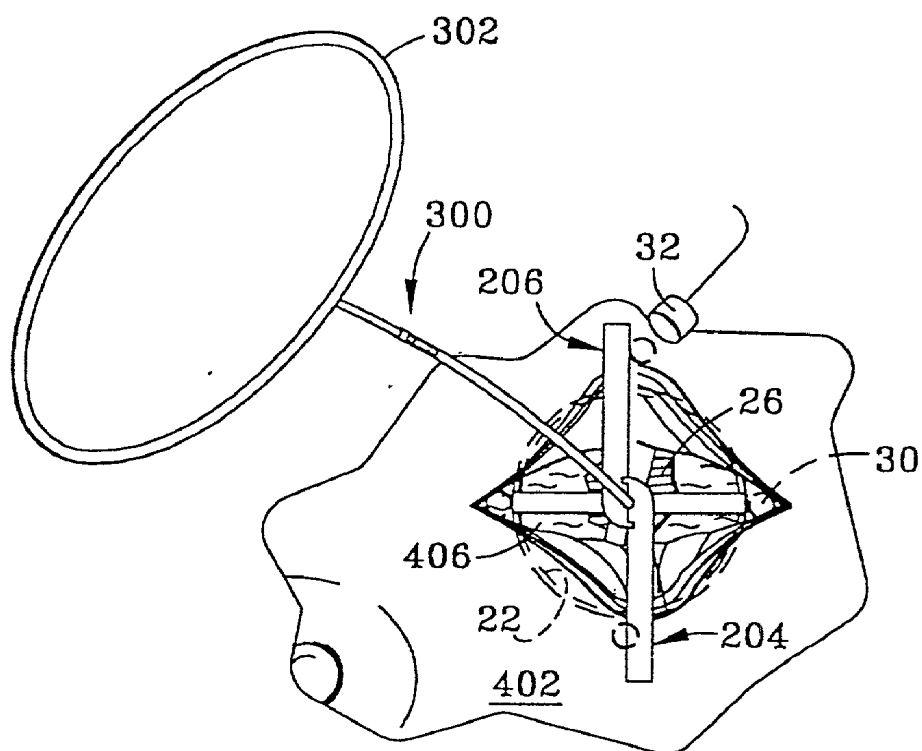


FIG. 20

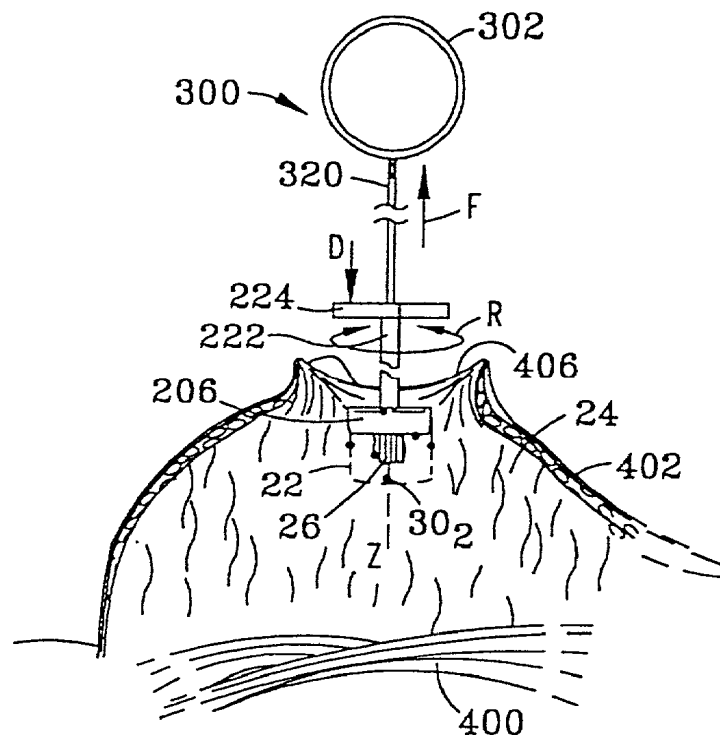


FIG. 21

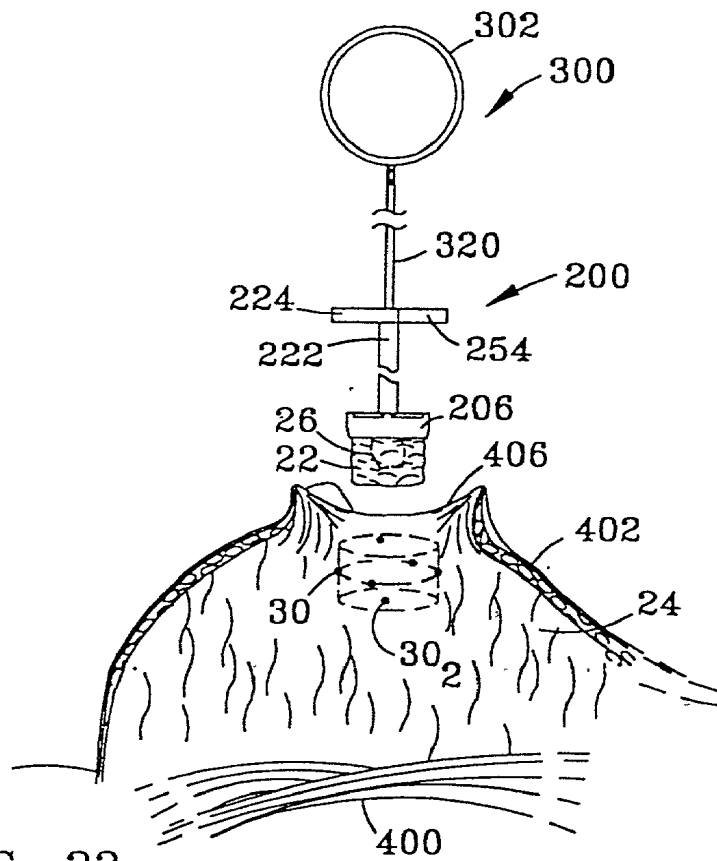


FIG. 22

SYSTEM AND METHOD FOR BRACKETING AND REMOVING TISSUE

FIELD OF THE INVENTION

[0001] The present invention relates to a system for and method of bracketing a tissue volume containing a tissue mass, e.g., a non-palpable breast tumor, using markers to define the boundary of the tissue volume and a probe and detector to locate the markers. The present invention also pertains to a method of removing the bracketed tissue, a circular cutting tool for removing tissue in connection with this and other methods, and a tissue anchor for reducing mobility of tissue during tissue removal procedures.

BACKGROUND OF THE INVENTION

[0002] A current technique for performing an excisional biopsy of a non-palpable breast lesion that has been identified by mammogram or other method involves placement of a needle or guide wire (e.g., a "Kopanz wire"), with or without blue dye, to guide the surgeon to the lesion. The tip of the needle is generally placed directly in or as close as possible to the lesion. When larger or more complex lesions are encountered, two or more guide wires are sometimes placed at each edge of the lesion. The entry point of the needle through the skin of the breast is usually several centimeters from the lesion due to the logistics of needle placement. The surgeon does not cut along the shaft of the needle from the skin because the distance is too great. Instead, the surgeon must estimate where in the breast the lesion is located by making reference to the location of the needle.

[0003] This technique is not optimal. Due to the amorphous and highly pliable nature of certain tissue, e.g., breast tissue, it can be difficult to properly define the margins of tissue to be removed, both during and after insertion of the needle(s). Also, it is often difficult for the surgeon to detect the exact depth of the lesion based on the placement of the needles. For these reasons it is not uncommon that the biopsied tissue does not contain the mammographically positive specimen. In other cases, as a result of the difficulty of estimating the proper location of the boundaries of the volume of tissue to be removed, the lesion ends up being eccentrically positioned within the volume of tissue excised. This calls into question the adequacy of the margin of normal tissue surrounding the lesion. In still other cases, more normal tissue is removed than is required, which is disadvantageous in this era of tissue-conserving therapies.

[0004] In other fields of surgery it is known to target portions of a human body using various devices, and then refer to such devices in connection with the removal or treatment of such portions. For example, U.S. Pat. No. 5,630,431 to Taylor (the "'431 patent") describes a surgical manipulator that is controlled, in part, by information received from beacons that are positioned proximate to a region of a human body to be treated. As another example, U.S. Pat. No. 5,397,329 to Allen (the "'329 patent") describes fiducial implants for a human body that are detectable by an imaging system. The fiducial implants are implanted beneath the skin and are spaced sufficiently from one another to define a plane that is detectable by the imaging system and is used in connection with creation of images of a body portion of interest. These images are then used, for instance, in eliminating a tumor by laser beam.

[0005] Unfortunately, the devices described in the '431 and '329 patents are vastly more complex, and hence expensive, than is appropriate for many surgical procedures, particularly with the emphasis on cost containment in managed health care. Furthermore, due to the amorphous, pliable nature of certain tissue, the systems of the '431 and '329 patents cannot be used effectively. Systems of the type described in the '431 and '329 patents require that the devices (e.g., beacons or fiducial implants) defining the body portions of interest be substantially fixed relative to one another and relative to such body portions. These systems generally function effectively when the devices defining the body portion of interest are inserted in bone, e.g., in a skull in connection with brain surgery or treatment, but are not believed to operate as intended when the devices are inserted in amorphous, pliable tissue.

[0006] Breast lesions are typically excised with a scalpel manipulated directly by the surgeon. With the current emphasis on breast conserving surgical therapies, the above-described procedure for removing a breast lesion is typically performed through a narrow opening in the skin created by slitting and then pulling apart the skin. It tends to be difficult to manipulate the scalpel within this opening so as to remove the desired volume of tissue. The amorphous, pliable nature of breast tissue exacerbates removal of such tissue inasmuch as application of force to the scalpel causes movement of the breast tissue relative to the opening in the skin.

[0007] Circular cutting tools are not widely used in surgery. Recently, however, United States Surgical Corporation of Norwalk, Conn., introduced a relatively small diameter, e.g., 5-20 mm, circular cutting tool identified by the trademark ABBI for removing a cylinder of breast tissue for biopsy purposes. The ABBI tool includes an oscillating, motorized, circular cutting blade that incises the breast tissue. While use of the ABBI tool is believed to be a relatively effective way to perform a core biopsy of breast tissue, it is not apparently designed to remove cylinders of tissue having a diameter much in excess of about 20 mm. As such, it is not adapted for use in surgeries involving the removal of relatively large tissue portions in a single cutting sequence. In addition, the ABBI tool's effectiveness in therapeutic, rather than diagnostic, surgeries has not been confirmed.

[0008] Detectors are used to locate organs or other portions of the body that have taken up a radioactive material, e.g., an antibody labeled with a radioactive material. For example, the gamma ray probe described in U.S. Pat. Nos. 5,170,055 and 5,246,005, both to Carroll et al., and sold by Care Wise Medical Products Corporation, Morgan Hill, Calif., and identified by the trademark C-TRAK, provides an audio output signal, the pitch of which varies with changes in relative proximity between the probe and a body portion that has taken up an antibody labeled with a gamma ray producing material, e.g., technetium 99. Once the body portion is detected, it is removed by known surgical techniques.

[0009] Even with the systems and techniques described above, it remains difficult for a surgeon to remove a tissue mass in amorphous, pliable tissue, such as breast tissue, so as to ensure the entire tissue mass is removed while at the same time removing only minimal portions of adjacent tissue. As a result, more unaffected tissue surrounding the targeted tissue mass is typically removed than is desired.

SUMMARY OF THE INVENTION

[0010] One aspect of the present invention is a system for bracketing a tissue volume. The system includes a plurality of markers, each of which has a maximum dimension of no more than 5 mm, as measured along any axis extending through the marker. In addition, the system includes a probe and a detector connected to the probe that provides information when the probe is proximate to one of the plurality of markers.

[0011] Another aspect of the present invention is a surgical marker that includes a quantity of colored dye and a capsule encasing the quantity of colored dye. One or both of the dye and capsule are readily imaggable by at least one of ultrasonic, magnetic resonance and X-ray energy.

[0012] Yet another aspect of the present invention is a cutting tool that includes a first portion and a second portion. The first portion includes a first blade having a first edge with a first curved configuration and a first connector. The second portion includes a second blade having a second edge. The second edge has a second curved configuration that is designed so that when the second blade is positioned in operative engagement with the first blade, the first edge and the second edge form a substantially continuous cutting edge. In addition the second portion includes a second connector positioned and designed to releasably engage the first connector so as to releasably secure the first and second blades in operative engagement.

[0013] Still another aspect of the present invention is a tissue anchor for reducing mobility of tissue during surgical or other procedures. The tissue anchor includes an elongate tube having a central bore, a distal end and a proximal end. The tube comprises at least one aperture adjacent the distal end. The tissue anchor also has an elongate member with a portion sized for receipt and axial movement in the central bore between a first position and a second position. The portion has a distal end and the elongate member includes at least one anchor member attached to the portion adjacent the distal end. In addition, the at least one anchor member is sized and positioned so that when the portion is in the first position the at least one anchor member is at least partially received in the elongate tube and when the portion is in the second position the at least one anchor member projects through the at least one aperture.

[0014] Yet another aspect of the present invention is a method of removing a tissue volume from a tissue portion using a plurality of markers. The method comprising the steps of (i) positioning a plurality of markers so as to define a boundary of the tissue volume, (ii) detecting the location of a first one of the plurality of markers, and (iii) incising portions of the tissue portion adjacent the first one of the plurality of markers substantially along the boundary adjacent the location.

[0015] Still another aspect of the present invention is a method of bracketing a tissue mass in a piece of tissue using a plurality of markers. The method comprising the steps: (i) generating an image of the tissue mass, and (ii) referring to the image of the tissue mass, positioning the plurality of markers in the piece of tissue so as to define a boundary of a tissue volume that includes the tissue mass.

[0016] Other aspects of the invention are described in the following detailed description of the invention, in the claims and in the accompanying drawings.

BRIEF DESCRIPTION OF THE DRAWINGS

[0017] FIG. 1 is an idealized perspective view of a tissue mass and surrounding tissue volume that is bracketed by the markers of the present invention, with two markers being positioned on opposite ends of each of mutually orthogonal X, Y and Z axes intersecting the tissue mass so as to define the boundary of the tissue volume, and with the probe and detector of the present invention being positioned adjacent the tissue volume;

[0018] FIG. 1a is a perspective view of the tissue mass illustrated in FIG. 1, with two markers being positioned on opposite ends of each of mutually orthogonal X1, Y1 and Z axes and with two markers being positioned on opposite ends of mutually orthogonal X2 and Y2 axes which are mutually orthogonal with respect to the Z axis and offset along with Z axis with respect to the X1 and Y1 axes;

[0019] FIG. 1b is a perspective view of the tissue volume illustrated in FIG. 1, with two markers being positioned on opposite ends of each of V, W, X and Y axes, all of which lie in a common plane and are mutually orthogonal with respect to a Z axis, all of these axes intersecting the tissue mass;

[0020] FIGS. 2a-2g are schematic representations of various embodiments of the markers of the present invention and their associated detection characteristics;

[0021] FIG. 3a is a block diagram of the elements of one embodiment of the marker illustrated in FIG. 2c;

[0022] FIG. 3b is a block diagram of the RF exciter used with the marker illustrated in FIG. 3a;

[0023] FIG. 4 is a block diagram of the elements of one embodiment of the marker illustrated in FIG. 2e;

[0024] FIG. 5 is a block diagram of the RF exciter used with the marker illustrated in FIG. 4;

[0025] FIG. 6 is a perspective view of one embodiment of the marker illustrated in FIG. 2f, with details of internal construction being illustrated in phantom view;

[0026] FIG. 7 is a block diagram of the probe and detector used with the marker illustrated in FIG. 2b;

[0027] FIG. 8 is a block diagram of the probe and detector used with the marker illustrated in FIG. 2c;

[0028] FIG. 9 is an exploded perspective view of the cutter of the present invention, with the two portions of the cutter being shown in disengaged, spaced relation;

[0029] FIG. 10 is a perspective view of the cutter illustrated in FIG. 9, with the two portions of the cutter being shown in engaged, cooperative relation;

[0030] FIG. 11 is a front elevation view of the tissue anchor of the present invention, with the cannula and rod of the cutter being shown in broken view to facilitate illustration;

[0031] FIG. 12 is an enlarged view of the tissue anchor in FIG. 11, with the rod and cannula both being broken at first location and the rod alone being broken at a second location to facilitate illustration, also with the rod being shown in a retracted position relative to the cannula;

[0032] FIG. 13 is similar to FIG. 12, except that the rod is shown in the extended position relative to the cannula, with the anchor members attached to the end of the rod being shown in all extended position engaged in a portion of a tissue mass;

[0033] FIG. 14 is a top view of a breast of woman in a supine position, with a tissue mass being surrounded by markers of the present invention so as to define the tissue volume to be removed, and with an incision formed in the skin of the breast above the tissue volume;

[0034] FIG. 15 is a cross-sectional view of the breast of FIG. 14 taken along line 15-15 in FIG. 14;

[0035] FIG. 16 is similar to FIG. 14, except that the skin adjacent the incision has been pulled apart to provide access to underlying breast tissue;

[0036] FIG. 17 is an enlarged view of the incision of FIG. 16, with the tissue anchor illustrated in FIGS. 11-13 being positioned in the tissue mass, and the two portions of the cutter illustrated in FIGS. 9 and 10 and probe of the present invention all being positioned adjacent the surgical cavity;

[0037] FIG. 18 is similar to FIG. 15, except that an incision has been formed in the skin of the breast and has been retracted to provide access to the underlying tissue mass to be removed and the tissue anchor has been positioned above the breast;

[0038] FIG. 19 is an enlarged view of the portion of the breast illustrated in FIG. 18 containing the tissue mass to be removed, with the tissue anchor being positioned in the tissue mass in the extended position so that the anchor members of the tissue anchor engage the tissue mass;

[0039] FIG. 20 is similar to FIG. 17, except that the two portions of the cutter are illustrated in engaged, cooperative relationship and are positioned under the skin in contact with the tissue volume to be removed;

[0040] FIG. 21 is similar to FIG. 18, except that the tissue cutter is illustrated surrounding the tissue anchor and in cutting engagement with the tissue volume to be removed; and

[0041] FIG. 22 is similar to FIG. 21, except that the tissue volume has been completely removed from the breast and is illustrated immediately above the surgical opening in engagement with the tissue anchor and cutter.

DETAILED DESCRIPTION OF THE INVENTION

[0042] Referring to FIG. 1, the present invention is a system 20 for defining the boundaries of, i.e., bracketing, a tissue volume 22 in a tissue portion 24. Typically, tissue volume 22 will include a tissue mass 26, e.g., a breast lesion, that is targeted for removal and a tissue margin 28 of unaffected tissue surrounding the tissue mass. After tissue volume 22 is bracketed, system 20 can be used to locate the defined boundaries of the tissue volume, e.g., in connection with the surgical removal of tissue mass 26.

[0043] As described in more detail below, the present invention is also directed to a method of bracketing tissue volume 22 using system 20, and a method of removing tissue volume 22 using system 20. These methods can be advantageously, although not necessarily, accomplished

with other aspects of the present invention, i.e., cutting tool 200 (FIGS. 9 and 10) and tissue anchor 300 (FIGS. 11-13), both described below.

[0044] System 20 comprises a plurality of markers 30, a probe 32 and a detector 34 connected to the probe. As described in more detail below, markers 30 are implanted in tissue portion 24 under the guidance of a conventional imaging system not forming part of the present invention, so as to bracket tissue volume 22. Such imaging systems may include ultrasound, magnetic resonance imaging ("MRI"), computer-aided tomography ("CAT") scan, and X-ray systems. Markers 30 are imagable with the imaging energy generated by the imaging system. For example, if an ultrasound imaging system is used to implant markers 30, the latter are configured and made from a material that strongly reflects ultrasound energy. Materials that are imagable with the energy generated by such systems are well known to those skilled in the art, and so are not described in detail here. Following implantation of markers 30, probe 32 and detector 34 are used to locate the markers, as described in more detail below.

[0045] The terms "probe 32" and "detector 34" are used generically herein to refer to all embodiments of the probe and detector described below. Specific embodiments of the probe 32 and detector 34 are identified using a prime notation described below, i.e., probe 32' or detector 34'.

[0046] Markers

[0047] Preferably, markers 30 are biologically inert and are relatively small so that they interfere as little as possible with the removal or other treatment of tissue volume 22. Markers 30 may have different geometric configurations, e.g., spherical, disk-like, cylindrical. However, it is preferred that the greatest dimension of a marker 30, as measured along any axis extending through the marker from one surface to an opposite surface, is not more than about 5 mm. Ideally, markers 30 are even smaller, i.e., the greatest dimension is about 1-2 mm.

[0048] In addition, markers 30 each have a detection characteristic to enable detection by probe 32 and detector 34. The detection characteristics of the various embodiments of markers 30 can be characterized as active or passive. In the active category, the detection characteristic of a first embodiment of marker 30, illustrated in FIG. 2a as marker 30a, is gamma rays 40. In this regard, marker 30a may include materials such as technetium 99, cobalt isotopes or iodine isotopes. Such materials may be obtained from DuPont of Billerica, Mass. Preferably, each marker 30a generates gamma rays 40 having a field strength in the range of 1-100 microCurries.

[0049] Also in the active category, in a second embodiment of marker 30, illustrated in FIG. 2b as marker 30b, the detection characteristic is magnetic field 42. Markers 30b of the second embodiment thus contain ferromagnetic materials in which a magnetic field can be induced, or alternatively are permanently magnetized and so have an associated permanent magnetic field. In FIG. 2b, magnetic field 42 represents both the induced and inherent magnetic fields. Strong permanent magnets, such as those made from Samarium-Cobalt, are typically preferred for markers 30b.

[0050] Referring to FIG. 2c, in a third embodiment, again in the active category, marker 30c emits radio frequency

("RF") signal 44 in response to a triggering signal 46. Various energy sources may be used for triggering signal 46, including a magnetic field, ultrasound or radio frequency energy. In this latter case, marker 30c is preferably designed to receive triggering signal 46 which has a first RF wavelength, and in response thereto, emit signal 44 of a second RF wavelength. In the simplest case, no data, other than the specific radio frequency itself, is carried in signal 44. Alternatively, markers 30c may all transmit signal 44 at a single frequency, with data uniquely identifying each marker being carried in signal 44 emitted by each marker.

[0051] A suitable marker 30c is illustrated in FIG. 3a. This marker 30c includes a transmit/receive antenna 52 for receiving an RF signal at a first frequency and transmitting an RF signal at a second frequency. Also included is a power detect/regulate circuit 54 connected to antenna 52 that detects the presence of, and regulates, the RF signal received by the antenna. The regulated RF signal is provided from circuit 54 to drive radio frequency generator 56 which generates an RF signal at a second frequency. As discussed in more detail below, when multiple markers 30c are used together in a given bracketing procedure, preferably each marker transmits RF signals at a second frequency which is unique to the marker. The RF signal generated by radio frequency generator 56 is then provided to antenna 52 where it is transmitted as an RF signal. While it is preferred the frequency of RF signal 44 transmitted from markers 30c be unique for each marker 30c used in a given bracketing procedure, the frequency of the received RF signal 46 is preferably common with respect to all of the markers 30c used in the bracketing procedure.

[0052] Referring to FIG. 3b, an RF exciter device 60 for generating RF signal 46 is illustrated. RF exciter 60 includes a radio frequency generator 62 for generating RF signal 46 at a predetermined frequency and an RF amplifier 64 for amplifying the output from the radio frequency generator. The sensitivity of amplifier 64 may be controlled using gain adjustment 62 coupled to the amplifier. The output of RF amplifier 64 is provided to transmit antenna 68 which transmits RF signal 46. Transmit antenna 68 of RF exciter 60 is preferably placed in relatively close proximity to marker 30c, with appropriate gain adjustment of RF amplifier 64 being achieved by control gain adjustment 66 until a suitable return signal is absorbed from detector 34", discussed below and illustrated in FIG. 8.

[0053] In a fourth embodiment, again in the active category, marker 30d, illustrated in FIG. 2d, continuously emits signal 44 at specific frequencies in the radio frequency spectrum. The marker 30c illustrated in FIG. 3a and described above can be satisfactorily employed as marker 30d by adding a battery (not shown) in place of power detector portion of circuit 54 of marker 30c. RF exciter 60 is not required in connection with marker 30d, insofar as the battery generates the energy used by the marker in producing RF signal 44.

[0054] As a fifth embodiment in the active category, marker 30e, illustrated in FIG. 2e, is designed to vibrate following implantation. This vibration is a detection characteristic that is chosen to enhance image contrast when marker 30 is intended to be detected using a probe 32 and detector 34 that perform ultrasound imaging. More specifically, incoming ultrasound signal 74 is reflected off marker

30e as reflected ultrasound signal 76, with a Doppler shift component being added to the reflected signal due to the vibration of the marker to enhance imagability of the marker. The vibration frequency of marker 30e will vary depending upon the frequency of ultrasound energy generated by probe 32, but is preferably lower than the frequency of incoming ultrasound signal 74 which is typically 7.5 MHz, i.e., the vibration frequency is preferably in the 50 Hz to 50 KHz range.

[0055] A suitable marker 30e that achieves the functionality described above is illustrated in FIG. 4. This marker 30e includes an antenna 80 for receiving an RF signal that provides the energy driving the marker. A power detection and regulation circuit 82 is connected to antenna 80 for detecting when the antenna is receiving an RF signal and for regulating the signal for use by oscillator and waveform generator circuit 84 connected to circuit 82. Circuit 84 converts the regulated RF signal received from circuit 82 into an oscillating electrical signal, preferably in the audio frequency range (i.e., 20 Hz-20 kHz), having a waveform that is optimized to drive piezo-electric device 86 connected to circuit 84. Piezo-electric device 86 is a conventional piezo-electric device of the type that converts an oscillating electrical input signal into mechanical oscillations. Piezo-electric device 86 is attached via support 88 to outer housing 90 of marker 30e. Housing 90 is designed to resonate at the mechanical oscillation frequency of piezo-electric device 86.

[0056] Referring to FIG. 5, an RF coupled acoustic exciter 92 is provided for generating the RF signal received by antenna 80 of marker 30e. Exciter 92 includes a radio frequency generator 94 for generating an RF signal. RF amp 96, with a gain adjustment 98 connected thereto, is provided for receiving and amplifying the output signal from generator 94. A transmit antenna 100 is provided for receiving the output of amp 96 and transmitting the RF signal used to drive marker 30e. In use, gain 98 of amp 96 is adjusted to amplify the RF signal produced by generator 94 such that marker 30e is caused to mechanically oscillate so it is most clearly observable by the ultrasound imaging system (not shown) used in conjunction with marker 30e.

[0057] As those skilled in the art will appreciate, other circuit configurations may be used in marker 30e to cause piezo-electric device 86 to vibrate. For example, a frequency divider circuit (not shown) may be used in place of oscillator/waveform generator circuit 84. With such alternative, exciter 92 is modified to include a variable frequency oscillator (not shown) in place of radio frequency generator 94.

[0058] In the passive category, the detection characteristic in a sixth embodiment of marker 30, illustrated as marker 30f in FIG. 2f, is opacity to incoming ultrasound signal 74. That is, marker 30f reflects incoming sound energy sufficiently to create a strong image in reflected signal 76 so as to enhance imagability using a conventional ultrasound imaging system. In many cases, it will be advantageous to incorporate the detection characteristics of marker 30f in marker 30e.

[0059] While those skilled in the art are familiar with materials and configurations that can be used for marker 30f, one suitable marker 30f is illustrated in FIG. 6. This marker 30f includes plate 102, plate 104 and plate 106, all of which

are preferably arranged in mutually orthogonal relationship. It is preferred that each of the plates **102-106** has a square configuration and the length of each edge of the plates, e.g., the length of edge **108** of plate **104**, is preferably about twice the wavelength of incoming ultrasound signal **74**. For example, when incoming ultrasound signal **74** has a wavelength of 7.5 MHz, edge **108** has a length of about 2 mm. Plates **102-106** are made from a material that strongly reflects ultrasound energy, e.g., aluminum, and typically have a thickness in the range of 10-100 μm . Plates **102-106** ideally are enclosed in a biologically non-reactive casing **110**. The latter is preferably made from a material that does not have strong ultrasound reflection characteristics, e.g., a soft polymer.

[0060] Also in the passive category, marker **30g** of the seventh embodiment, illustrated in **FIG. 2g**, comprises a capsule (not shown) filled with a colored dye **78**, e.g., a vital dye. Either or both the capsule and dye **78** of marker **30g** are made from a material that is imaggable by the imaging system, e.g., ultrasound, used to implant the markers, as described in more detail below. The capsule is made from gelatin or other suitable material that is selected to be sufficiently tough to withstand insertion into tissue volume **22**, but is relatively easily cut by the cutting tool used to remove the tissue volume, e.g., a conventional surgical scalpel or cutting tool **200** described below. Marker **30g** provides a visual guide as to its location by releasing colored dye **78** when severed by a surgical cutting tool. In this regard, probe **32** and detector **34** are not used in connection with marker **30g**.

[0061] Markers **30a**, **30b** and **30f** may be made from a solid structure containing material having the desired detection characteristic. Alternatively, markers **30a**, **30b** and **30f** may be made from a capsule filled with a dye, such as is used for marker **30g**, containing material having the desired detection characteristic. As another alternative, all embodiments of markers **30** may include a dye contained in an outer capsule having the requisite toughness and severability characteristics noted above.

[0062] Probe and Detector

[0063] The design and function of probe **32** and detector **34** depend upon the embodiment of marker **30** used. However, for all embodiments of marker **30** (except marker **30g**), detector **34** is designed to provide humanly recognizable information when probe **32** is positioned within a selected proximity, e.g., 1-5 cm, of a given marker. This information may take one of a variety of forms, including a burst of humanly perceivable sound, constant or intermittent illumination of a light, movement of a needle on a dial, a short burst of air, change of data in a visual display, increased image brightness or contrast (in the case when detector **34** is an ultrasound imaging system, as discussed below) or other humanly perceivable proximity information. In this regard detector **34** may include a dial **112**, light **114**, speaker **116**, or other appropriate devices for generating the selected form of humanly perceivable information.

[0064] Preferably, although not necessarily, detector **34** provides humanly recognizable information that indicates changes in proximity of probe **32** to a given marker **30**. Thus, rather than merely providing static or threshold information that probe **32** is within a predetermined range of a given marker **30**, detector **34** preferably provides proximity

information having an attribute or characteristic that varies as a function of changes in proximity of the probe relative to the marker. For example, if the proximity information is sound, the pitch is varied with changes in proximity. Or, as another example, if the proximity information is light, the brightness of the light changes with changes in proximity.

[0065] A probe and detector that may be satisfactorily employed as probe **32** and detector **34**, respectively, when the latter is intended to detect marker **30a**, is sold by Care Wise Medical Products Corporation of Morgan Hill, Calif., and is identified by the trademark C-TRAK. The C-TRAK probe, which is described in U.S. Pat. Nos. 5,170,055 and 5,246,005 to Carroll et al., which are incorporated herein by reference, provides a humanly audible sound, the pitch of which varies with changes in proximity of the probe to tissue labeled with gamma ray producing material.

[0066] Referring to **FIGS. 1, 2b** and **7**, when probe **32** and detector **34** are intended for use in detecting marker **30b**, Which generates a magnetic field **42**, probe **32'** and detector **34'** illustrated in **FIG. 7** may be satisfactorily employed. Probe **32'** includes a conventional Hall effect sensor (not shown) that provides an output signal on line **120**, the voltage of which varies as a function of proximity of the probe to the magnetic field generated by a marker **30b**. Detector **34'** is connected to probe **32'** via line **120**, and includes an amplifier **122** connected to line **120** for amplifying the signal from the Hall effect sensor in probe **32'**. Amplifier **122** includes an offset adjustment **126** and a gain adjustment **128**. Offset adjustment **126** is provided to cancel the effects of any ambient magnetic fields, such as that of the earth. Gain adjustment **128** is provided to control the overall sensitivity of detector **34'**. The amplified signal from amplifier **122** is delivered on line **124** to signal meter **126**, which may comprise a dial with a movable needle, an LED or other device for representing signal strength. Also connected to line **124** is voltage controlled oscillator **128**, the output of which is provided to amplifier **130**. The output of amplifier **130** drives speaker **116**. The frequency of the output signal from voltage controlled oscillator **128** varies as function of changes in voltage of the signal delivered on line **124**, which in turn causes the pitch of the sound produced by speaker **116** to vary as a function of changes in the voltage of the signal on line **124**. As those of ordinary skill in the art will appreciate, other devices for providing humanly recognizable information representing changing proximity, e.g., a light may be employed instead of speaker **116**.

[0067] Referring to **FIGS. 1, 2c** and **8**, for markers **30c** and **30d**, which generate radio frequency energy, probe **32''** and detector **34''** are provided for use in detecting the markers. Probe **32''** includes a conventional coil antenna **140** for receiving an RF signal. Detector **34''** includes a selectable notch filter **142** connected to antenna **140** which permits tuning of the detector to the unique RF frequency of signal **44** emitted by markers **30c** or **30d**. A tuning knob or other user adjustable mechanism (neither shown) is attached to selectable notch filter **142** to permit a user to perform such tuning. The output of selectable notch filter **142** is provided to RF amplifier **144**, the overall sensitivity of which may be controlled by gain adjustment **146** attached to the amplifier. The output of RF amplifier **144** is provided to rectifier/integrator circuit **148** which rectifies and time filters the signal. The output of rectifier/integrator circuit **148** is provided to analog signal strength display **150** which provides

a visual indication of the proximity of probe 32" to marker 30c. In addition, the output of rectifier/integrator circuit 148 is provided to voltage oscillator 152 which generates an output signal, the frequency of which varies as a function of the voltage level of the signal provided by rectifier/integrator circuit 148. The output signal of the voltage control oscillator 152 is amplified by audio amplifier 154, which in turn drives speaker 116. Accordingly, the pitch of the sound generated by speaker 116 varies as a function of the strength of the RF signal received by probe 32", and hence as a function of the proximity of probe 32" to markers 30c or 30d.

[0068] A suitable probe 32 and detector 34 for use with the markers 30e and 30f is the ultrasound imaging system available from Dornier Surgical Products, Inc., Phoenix, Ariz., is identified by the name Performa, and generates ultrasound energy having a frequency of 7.5 MHZ.

[0069] Cutter

[0070] As described in more detail below in connection with the description of methods of using system 20, tissue volume 22 that is bracketed with markers 30 may be surgically removed using one of a variety of tools. Referring to FIGS. 9 and 10, one of these tools is cutter 200.

[0071] Cutter 200 includes portions 202 and 204. Portion 202 has a curved plate 206 that preferably traverses an arc of 180°, as measured between ends 208 and 210. Plate 206 includes a bottom edge 212 that is preferably sharpened. Plate 206 also includes a top edge 214 that is typically blunt.

[0072] Portion 202 also includes a handle 220 having an elongate central section 222 and a Transverse section 224 attached to an upper end of the central section. Preferably, transverse section 224 extends normally to the long axis of central section 222, although other non-orthogonal relationships are encompassed by the present invention. Handle 220 is attached to curved plate 206 by several, e.g., three, spokes 226 that are attached to the plate at spaced locations and extend radially inwardly from the plate toward the bottom end of central section 222 where they are also attached. Handle 220 also includes apertures 228 and 230. As illustrated in FIGS. 9 and 10, apertures 228 and 230 are positioned at the upper end of handle 220. However, it is to be appreciated that apertures 228 and 230 may be positioned at other locations in central section, and, as an alternative one and more than two apertures may be used. Handle central section 222 also includes an elongate groove 232 extending the length of the central section.

[0073] Portion 204 is nearly identical to portion 202. In this regard, portion 204 includes a curved plate 236 that traverses an arc of 180° between ends 238 and 240, has a bottom edge 242 that is preferably sharpened, and has a top edge 244. Portion 204 also includes a handle 250 having a central section 252 and a transverse section 254, with central section 252 and curved plate 236 being connected by spokes 256. Handle central section 252 includes an elongate groove 255 extending the length of the central section. The placement of groove 255 on central section 252 is selected so that when portion 202 and 204 are positioned in operative engagement, as illustrated in FIG. 10 and described in more detail below, groove 255 confronts groove 232 in central section 222, and together the grooves form a central bore extending the length of central sections 222 and 252. The

thickness of plate 236, as measured between edges 242 and 244, is preferably the same as the thickness of plate 236, as measured between edges 212 and 214. This thickness is typically in the range of 2 mm-25 mm.

[0074] Portion 204 differs from portion 202 in that it includes projections 258 and 260 in place of apertures 228 and 230. Projections 258 and 260 are sized and positioned to be snugly received in apertures 228 and 230, respectively, when portions 202 and 204 are positioned in operative engagement, as illustrated in FIG. 10. Transverse section 252 is preferably positioned relative to central section 250 so that when portions 202 and 204 are positioned in operative engagement, transverse section 252 extends in an opposite direction relative to transverse section 224.

[0075] When portions 202 and 204 are assembled to perform a cutting operation, they confront and engage one another, as illustrated in FIG. 10. In this regard, the radii of curvature of curved plates 206 and 236 are preferably substantially identical so that when end 210 contacts end 238 and end 208 contacts end 240, as illustrated in FIG. 10, plates 206 and 236 form a circular structure. In this engaged relationship, central sections 222 and 250 contact one another, with a central rotational axis 262 extending between the sections along their longitudinal axes. Also in this engaged relationship, apertures 228 and 230 receive projections 258 and 260, respectively, which ensures a rotational force applied about axis 262 to one of transverse sections 224 and 252 is transmitted from one of portions 202 and 204 to the other.

[0076] In certain applications it may be desirable to modify the construction of, or even eliminate, handles 220 and 250 from cutter 200. When so modified, it is preferred that connectors or other engagement mechanisms be provided for releasably securing portion 202 in operative engagement with portion 204, as illustrated in FIG. 10, so that both portions rotate together when a rotational force is applied to one of the portions, as described in more detail below in connection with the discussion of the operation of cutter 200. Such connectors or other engagement mechanisms may be provided at ends 208, 210, 240 and 242, where spokes 226 join and spokes 256 join, or at other appropriate locations.

[0077] Cutter 200 is preferably made from stainless steel. However, other materials including aluminum and certain plastics may be used in the construction of cutter 200.

[0078] Tissue Anchor

[0079] Turning now to FIGS. 11-13, another aspect of the present invention is tissue anchor 300. The latter is designed to stabilize tissue mass 26 during surgical removal of the mass using system 20, as described in more detail below.

[0080] Tissue anchor 300 includes a ring 302 sized to receive the thumb or finger of a user, and a rod 304. The latter includes a proximal end 305, which is attached to ring 302, and a distal end 306. Rod 304 includes an outwardly projecting pin 308 that serves as a stop, as described below. Tissue anchor 300 also includes a plurality of, e.g., four, anchor members 310 that are attached to rod 304 at or adjacent its distal end 306. Typically, anchor members 310 are attached to rod 304 so as to extend away from its distal end 306, as illustrated in FIGS. 12 and 13. However, as an alternative design, anchor member 310 may be attached to

rod **304** so as to extend away from distal end **306** toward proximal end **305** (not shown). Each anchor member **310** may terminate with a barb **312** (FIG. 13), if desired. Anchor members **310** preferably have a curved configuration when in an unbiased state, as illustrated in FIGS. 11 and 13. Anchor members **310** are preferably made from spring steel, although other “memory” metal alloys made also be satisfactorily used. In certain applications it may be unnecessary to provide a curve in anchor member **310**, i.e., the anchor member may be substantially straight.

[0081] Rod **304** preferably, although not necessarily, has a circular cross section. The outside diameter of rod **304** depends upon its intended application, but is typically in the range of 0.3-10 mm, preferably about 1-2 mm. The length of rod **304**, as measured between proximal end **305** and distal end **306**, also depends upon its desired application, but typically ranges from 5-20 cm.

[0082] Tissue anchor **300** also includes a cannula **320** having a central bore **322**, a proximal end **324** and a pointed distal end **326**. Central bore **322** has an inside diameter that is sized to receive rod **304** with a close sliding fit. Cannula **320** has an outside diameter that is selected based on the intended application but is typically in the range 0.5 mm-12 mm, preferably about 1-3 mm. Cannula **320** also includes an elongate slot **328** that runs parallel to the long axis of the cannula and is sized to receive pin **308** with a close sliding fit. The length of slot **328** is substantially the same as the length of anchor members **310**. Slot **328** includes a pocket **329** at its end closest to distal end **326** of cannula **320** that extends orthogonally to the long axis of the slot and is sized to receive pin **308**.

[0083] Cannula **320** also includes a plurality of apertures **330** extending through the wall of the cannula. Apertures **330** are positioned adjacent distal end **326** of cannula **320** when anchor members **310** are attached to rod **304** to extend away from distal end **306** as illustrated in FIGS. 12 and 13. If anchor members **310** extend from distal end **306** toward proximal end **305** (not shown), then apertures **330** are moved toward the proximal end so that they are spaced from the proximal at least about the length of the anchor members. One aperture **330** is typically provided for each anchor member **310**. The lengths of anchor members **310**, cannula **320**, and slot **328** are together selected so that a small portion, e.g., about 1 mm, of each anchor member **310** projects from its respective aperture **330** when tissue anchor **300** is in the retracted position illustrated in FIG. 12. In this position, pin **308** engages the end of slot **328** closest to proximal end **324**. Anchor members **310** are sized in this manner to ensure the anchor members remain positioned in their respective apertures **330** when tissue anchor **300** is in the retracted position illustrated in FIG. 12.

[0084] The lengths of anchor members **310**, cannula **320**, and slot **328** are also together selected so that most, if not substantially the entire, length of the anchor members **310** projects from their respective apertures **330** when tissue anchor is in the extended position illustrated in FIGS. 11 and 13. In this position, pin **308** engages the end of slot **328** closest to distal end **326**.

[0085] The elements of tissue anchor **300** are preferably made from stainless steel, a plastic such as polystyrene or polyurethane, or other materials suitable for the intended application of the tissue anchor (as described in more detail

below) known to those skilled in the art. As noted above, in many cases it is desirable to make anchor members **310** from spring steel or a “memory” metal alloy.

[0086] Bracketing

[0087] Referring now to FIGS. 1, 14 and 15, markers **30** may be used to bracket (i.e., define the boundaries of) tissue volume **22** in a tissue portion **24** in accordance with the following method. In the following description of the method of bracketing tissue volume **22**, the latter is contained in a human breast. However, it is to be appreciated that tissue volume **22** may be present in other organs and structures, e.g., a liver, or may constitute an entire organ or structure.

[0088] As the first step in bracketing tissue volume **22**, a tissue mass **26** of interest is identified through conventional imaging methods, e.g., ultrasound, MRI, X-ray or CAT scan. Next, markers **30** are implanted in tissue portion **24** surrounding tissue mass **26** and defining outer boundaries of tissue volume **22**. The number of markers **30** used, and the placement of the markers relative to tissue mass **26**, will vary depending upon the location of the tissue mass relative to other types of tissue, e.g., bone or muscle, surgeon preference, size and configuration of the tissue mass and the desired amount of tissue margin **28** (FIG. 1) beyond the edge of tissue mass **26**. However, in many applications, it is desirable to use at least six markers **30** to bracket tissue volume **22**, preferably two on each of axes X, Y and Z (see FIGS. 1, 14 and 15). Preferably the two markers **30** are positioned on each of axes X, Y and Z so as to lie on opposite boundaries of tissue volume **22**.

[0089] For example, as illustrated in FIG. 1, marker **30₁** lies on the Z axis at the upper surface of tissue volume **22**, marker **30₂** lies on the Z axis at the lower surface of the tissue volume, marker **30₃** lies on the X axis at a first location on the outer surface of the tissue volume, marker **30₄** lies on the X axis at a second location on the outer surface of the tissue volume diametrically opposite marker **30₃**, marker **30₅** lies on the Y axis at a third location on the outer surface of the tissue volume and marker **30₆** lies on the Y axis at a fourth location on the outer surface of the tissue volume diametrically opposite marker **30₅**.

[0090] While it is preferred that axes X, Y and Z be mutually orthogonal, as illustrated, this is not mandatory and can be difficult to precisely implement in practice. However, it is generally preferable that tissue volume **22** be completely surrounded by markers **30**, i.e., that the tissue volume be defined in three dimensions by the markers. One notable exception to this preference is that the marker **30**, such as marker **30₂** shown in FIGS. 1 and 15, positioned at the base of, i.e., underneath, tissue volume **22** is not typically required when a different type of tissue, such as pectoral muscle **400** (FIG. 15) is located at or near where the marker would be positioned. The illustration of marker **30₂** in FIG. 15 is not inconsistent with this recommended placement regime for markers **30** because of the relatively great spacing between the marker **30₂** and pectoral muscle **400**. Similarly, when the marker **30**, such as marker **30₁** shown in FIG. 1, to be positioned on top of tissue volume **22** is near the skill overlying the tissue volume, such marker is not typically required. Also, while the X, Y and Z axes are illustrated in FIG. 1 as intersecting at a common point centrally located within tissue mass **26**, this is not required. For example, it

may be desirable to offset the X and Y axes somewhat, as measured along the Z axis. Furthermore, in some cases it may be desirable to define tissue volume 22 with markers 30 in only two dimensions or in only one dimension.

[0091] In some cases, it will be desirable to use more than two markers 30 on X, Y and Z axes. Referring to FIG. 1a, in a first case, ten markers 30 are used, two on the Z axis, two on an axis X₁, two on an axis X₂ that is offset along the Z axis with respect to axis X₁, two on an axis Y₁, and two on an axis Y₂ that is offset along the Z axis with respect to axis Y₁. Referring to FIG. 1b, in a second case, ten markers 30 are used, two on the X axis, two on the Y axis, two on the Z axis, two on the V axis which bisects the X and Y axes and two on the W axis which also bisects the X and Y axes, but at a different location. Other numbers and relative placements of markers are also encompassed by the present invention.

[0092] Markers 30 are preferably spaced from tissue mass 26 so as to define tissue volume 22 such that tissue margin 28 is large enough to ensure none of the tissue mass lies outside the tissue volume. This precise spacing will vary with the nature of the tissue mass 26, the size of the tissue mass, surgeon preference and other factors. However, tissue margin 28, as measured outwardly along an axis extending perpendicular to a surface location on tissue mass 26, is generally about 0.5 cm to 3 cm, and is preferably about 1 cm to 2 cm.

[0093] Markers 30 may be implanted in tissue portion 24 in a variety of different ways using a variety of different tools. In general, markers 30 are implanted using a conventional imaging system (not shown) that simultaneously generates an image of tissue mass 26 and the markers. By frequently comparing the location of markers 30 to tissue mass 26 during implantation of the markers into tissue portion 24, based on image information received from the imaging system, the markers may be positioned so as to define tissue volume 22 in the manner described above. As noted above, markers 30 are made from a material that provides good image contrast with respect to the imaging energy used.

[0094] It is preferable to at least partially immobilize tissue portion 24 during implantation of markers 30. However, this is less critical than might be expected because by comparing the relative location of a marker 30 to tissue mass 26, the desired relative placement can typically be achieved, even if tissue portion 24 is moving during marker implantation.

[0095] Marker Implantation

[0096] Various techniques may be used to implant markers 30 in tissue portion 24. With reference to FIGS. 14 and 15, one approach is to insert markers 30 percutaneously through skin 402 overlying tissue portion 24 using known needle pushers or implanters (neither shown) of the type used to implant "seeds" of radioactive material for various cancer treatments. For example, needle pushers of the type sold by Best Industries of Springfield, Va., may be satisfactorily employed. These needle pushers include a central needle surrounded by an outer tube having an end plate or cup for supporting the radioactive "seed." Following insertion of the needle pusher into the selected tissue mass, the radioactive "seed" is released by pressing the central needle down-

wardly relative to the surrounding outer tube, with the point of the needle ejecting the "seed" from the end plate or cup of the outer tube.

[0097] To percutaneously insert marker 30 in accordance with this first approach, the marker is positioned on the end of the needle pusher (in place of the radioactive "seed"), is forced through skin 402 and, using feedback from the imaging system, is guided to the region where it is desired to implant the marker. Then the marker 30 is ejected from the needle pusher by urging the central needle forwardly into the inner tube.

[0098] A second approach for implanting markers 30 involves creating a small, e.g., 5-10 mm, incision (not shown) in the skin 402 (see FIGS. 1 and 14) overlying tissue portion 24. Next, a scalpel is inserted through the incision so as to form a slit in the underlying tissue portion extending to the position where it is desired to implant a marker 30. Then a marker 30 is inserted through the slit to such position using a tweezers, needle pusher, trocar or other suitable tool. Other markers 30 are implanted through separate incisions in skin 402 in similar manner so as to bracket tissue volume 22.

[0099] Referring now to FIGS. 1 and 14-16, a third approach for implanting markers 30 is to form a relative large, e.g., 1-3 cm, incision 404 (see FIG. 14) in skin 402 overlying tissue mass 26. Next, incision 404 is pulled open as illustrated in FIG. 16 using retractors or other conventional devices so as to form a relatively large open region 406 above tissue mass 26. Markers 30 are then implanted into tissue portion 24 using either the first or second approaches described above.

[0100] Other approaches for implanting markers 30 so as to bracket tissue mass 26 are also encompassed by the present invention. The speed and accuracy with which markers 30 may be implanted, and minimizing trauma associated with implantation, are important objectives to consider in selecting other approaches for implanting markers 30.

[0101] Marker Identification

[0102] Once tissue mass 26 has been bracketed in the manner described above, tissue volume 22 can be removed using either of two procedures encompassed by the present invention. As described in more detail below, the first procedure involves identifying the boundaries of tissue volume 22 using an embodiment of probe 32 and detector 34 that is appropriate for the type of marker 30 used, as discussed above. Using information from detector 34 regarding such boundaries, tissue volume 22 is then removed using a scalpel, cutter 200 or other tool, with tissue anchor 300 preferably, but not necessarily, being used to stabilize the tissue volume during removal.

[0103] The second procedure is similar to the first, except that tissue anchor 300 is not used.

[0104] For both the first and second procedures for removing tissue volume 22, as the first step the surgeon typically identifies the boundaries of the tissue volume using system 20. This step is generally needed because in practice markers 30 will often be implanted by another doctor, e.g., a radiologist, as a separate procedure. The boundaries of tissue volume 22 are identified by moving probe 32 in the general

region of the tissue volume and then monitoring the detection information (e.g., sound, light, dial movement, image clarity and the like) provided by detector **34**. As noted above, detector **34** may provide this information when probe **32** is moved within a predetermined proximity of a given marker **30**, or may provide this information in a form that changes with changes in proximity of the probe to the marker (e.g., a light gets brighter as the probe is moved toward a marker and dimmer as it is moved away).

[0105] The interaction between marker **30** and probe **32** and detector **34** depends upon the detection characteristic of the marker. In the case of marker **30a**, which emits gamma rays **40** (FIG. 2a) on a continuous basis, a probe and detector of the type described in U.S. Pat. Nos. 5,170,055 and 5,246,005 to Carroll et al. (the "C-TRAK probe"), as discussed above, may be satisfactorily used to detect the markers. The C-TRAK probe includes a radiation detector, e.g., a scintillation crystal, which provides an output signal that is believed to vary as a function of the flux density of the gamma rays **40** emitted by marker **30a**. Changes in this output signal are then converted into humanly recognizable detection information, e.g., sound, having a characteristic, i.e., pitch or tempo in the case of sound, that varies with changes in gamma ray flux density. By observing the location of probe **32** when the detection information from detector **34** indicates the probe is closest to a given marker **30a**, the surgeon can mentally note where the marker is located. Repetition of this process will result in identification of the location of all markers **30a**.

[0106] Referring to FIGS. 2b and 7, In the case of marker **30b**, which generates a magnetic field **42**, probe **32'** and detector **34'** are used to detect the marker. To locate a marker **30b**, the surgeon moves probe **32'** in the general region of tissue volume **22**, with the result that as the probe approaches a given marker **30b** its Hall effect sensor (not shown) generates an output signal having a voltage that increases as the probe is moved toward the marker. Similarly the voltage of the output signal decreases as probe **32'** is moved away from the marker **30b**. The output signal of probe **32'** is provide via line **120** to amplifier **122**, which amplifies the output signal from the probe. As discussed above, the amplified voltage signal from probe **32'** is displayed on signal meter **126** and is also delivered to voltage controlled oscillator **128**. The latter generates an oscillating signal, the frequency of which varies as a function of the voltage of the amplified signal provided to voltage controlled oscillator **128**. This signal is then amplified by amplifier **130**, and the amplified signal then drives speaker **116** such that the pitch of the sound provided by the speaker **116** varies as a function of proximity of probe **32'** to marker **30b**. By observing signal meter **126** and/or listening to speaker **116**, the surgeon can assess when the probe **32'** is positioned closest to a selected marker **30b**. Repetition of this process will result in identification of the location of all of markers **30b**.

[0107] Turning now to FIGS. 2c, 3a, 3b and 8, marker **30c**, which generates an RF signal **44**, is identified using probe **32"** and detector **34"** in the following manner. RF exciter **60** is operated so as to produce an RF exciter signal **46**. More particularly, radio frequency generator **62** (FIG. 3b) generates a radio frequency signal which is amplified by RF amplifier **64**, following sensitivity adjustment using gain adjustment **66**, with the amplified signal being provided to

antenna **68** for transmission to markers **30c**. RF exciter **60** is positioned sufficiently close to markers **30c** that RF exciter signal **46** is received by antenna **52** of the markers and is of sufficient strength to drive radio frequency generator **56** of the markers. Following detection and regulation by circuit **54** (FIG. 3a) of the signal **46** received by antenna **52**, radio frequency generator **56** generates an RF signal which is transmitted by antenna **52** as RF signal **44**. Preferably, but not necessarily, each marker **30c** transmits RF signal **44** at a frequency that is unique to the marker, while an RF exciter signal **46** having a single frequency is preferably used for all of the markers **30c**, with the frequency of signal **46** being different than the frequency of signal **44**.

[0108] Once exciter **60** has been activated so as to cause marker **30c** to generate RF signal **44**, detection of the marker commences. This is achieved by positioning probe **32"** (FIG. 8) on or adjacent skin **402** adjacent tissue volume **22**, and then monitoring proximity information provided by analog signal strength display **150** and/or speaker **116** of detector **34"**. More specifically, following receipt of RF signal **44** by receive antenna **140** of probe **32"**, the signal is filtered by selectable notch filter **142** of probe **32"**. By correlating a given marker **30c**, e.g., marker **30c₁**, with a corresponding representation on the adjustment knob (not shown) that controls selectable notch filter **142**, e.g., the reference number "1," the surgeon can identify the location of the given marker. The knob for adjusting selectable notch filter **142** is then moved to a different position when detecting a second marker **30c**, e.g., marker **30c₂**.

[0109] Signals from receive antenna **140** that are passed through selectable notch filter **142** are then amplified by RF amplifier **144** with the adjustment of the amplifier gain being provided as needed using gain adjustment **146**. The amplified signal is then provided to rectifier/integrator **148** where the signal is rectified and time filtered. The strength of signal **144** detected by detector **34"** is then displayed via analog signal strength display **150** and is provided to voltage controlled oscillator **152**. The latter creates an oscillating signal, the frequency of which varies as a function of the voltage of the signal provided by rectifier/integrator **148**. The output signal from voltage controlled oscillator **152** is then amplified by audio amplifier **154** and delivered to drive speaker **116**. The pitch of the sound provided by speaker **116** will vary as a function of the frequency of the signal provided by voltage controlled oscillator **152**, and as an ultimate function of the proximity of probe **32"** to a given marker **30c**. By observing the location of probe **32"** when the detection information from detector **34"** indicates the probe is closest to a given marker **30c**, the surgeon can mentally note where the marker is located. By repeating this process for each of the markers **30c** with appropriate adjustment of selectable notch filter **142**, all of the markers **30c** may be located.

[0110] Referring to FIGS. 2d, 3a, 3b and 8, marker **30d** may also be detected using detector **344"** in substantially the same manner discussed above with respect to marker **30c**. One significant difference, however, is the fact that RF exciter **60** (FIG. 3b) is not used insofar as marker **30d** contains its own power source.

[0111] Turning next to FIGS. 2e, 2f, and 4-6, for makers **30e** and **30f**, which are designed to provide high image contrast when imaged with ultrasound, probe **32** includes a

conventional ultrasound transducer (not shown) that generates ultrasound in a conventional frequency range, e.g., 7.5 MHz, and receives back reflection of the ultrasound signal. Detector **34** is the image processor and display (neither shown) of a conventional ultrasound apparatus which is connected to the ultrasound transducer. Markers **30e** or **30f** are identified by scanning the general region of tissue volume **22** with probe **32**, and monitoring the ultrasound image of the markers provided by detector **34**. This ultrasound image permits the surgeon to identify the placement of all of the markers, and hence the boundaries of tissue volume **22**.

[0112] In the case of marker **30e**, the latter is caused to vibrate at a frequency that is generally significantly less than that of the ultrasound generated by the ultrasound transducer in probe **32**. This creates, through what is believed to be a Doppler shift phenomenon, enhanced image contrast in the ultrasound signal reflected off markers **30e**. Vibration of a marker **30e** is effected by operating RF exciter **92** so that radio frequency generator **94** generates a radio frequency signal which is amplified by amp **96** and then transmitted by antenna **100**. Antenna **80** of marker **30e** receives this RF signal, which is detected and regulated by circuit **84** so as to generate an oscillating electrical signal that is provided to piezo-electric device **86**. This signal causes the piezo-electric device **86** to mechanically oscillate, which oscillations are transferred via support **88** to outer housing **90** of marker **30e**, thereby causing the housing (and hence the marker) to vibrate.

[0113] Tissue Removal

[0114] Following identification of tissue volume **22** using the procedures outlined above, surgical removal of the tissue volume commences. Referring to FIGS. **14** and **16**, the first of the two procedures for removing tissue volume **22** referenced above commences with the formation of an incision **404** (FIG. **14**) in skin **402** above tissue volume **22**. The length of incision **404** is typically about equal to, or slightly greater than, the distance between two markers **30** lying on a given axis, e.g., the Y axis as illustrated in FIG. **14**. Next, portions of skin **402** adjacent incision **404** are pulled apart by retractors or other known devices, so as to form open region **406** (FIG. **16**) and expose tissue portion **24** beneath.

[0115] Referring now to FIGS. **11-13** and **17-19**, as the next step, tissue anchor **300** is inserted in tissue mass **26** so as to assume the extended position illustrated in FIG. **13**. This is achieved by inserting a finger into ring **302**, then pulling rod **304** upwardly (as illustrated in FIG. **12**) with respect to cannula **320** so that pin **308** moves in slot **328** toward the end thereof closest to proximal end **324** of the cannula. In this retracted position, cannula **320** is grasped and is inserted through open region **406** into tissue volume **22** so that its distal end **326** is positioned substantially in the center of tissue mass **26**. This placement may be achieved under the guidance of an imaging system (not shown) that is capable of imaging tissue anchor **300**, e.g., ultrasound or X-ray imaging systems. Alternatively, using system **20**, the location a marker **30₂** lying beneath tissue volume **22**, as illustrated in FIGS. **18** and **19**, is identified using the procedure described above to identify the tissue volume. By identifying the depth at which marker **30₂** is located and

comparing this to the length of cannula **320** inserted into tissue volume **22**, distal end **326** may be positioned centrally within tissue mass **26**.

[0116] Next, ring **302**, and hence rod **304** attached thereto, is forced downwardly (as viewed in FIG. **17**) relative to cannula **320** until pin **308** contacts the end of slot **328** closest to distal end **326**. As rod **304** moves within cannula **320** toward this extended position, anchor members **310** are forced out through apertures **330** and into tissue mass **26** (see FIG. **19**). Then, ring **302**, and hence rod **304**, is rotated slightly so as to cause pin **308** to move into pocket **329**.

[0117] The next step in the removal of tissue volume **22** is assembly and placement of cutter **200** in open region **406**. Referring to FIGS. **9**, **10**, **17** and **20**, cutter portions **202** and **204** are positioned adjacent open region **406**, as illustrated in FIG. **17**. Next, cutter portion **202** is positioned in open region **406**, with its curved plate **206** being inserted under portions of skin **402** adjacent the open region, as illustrated in FIG. **20**. Next, cutter portion **204** is similarly positioned in open region **406**. Then, portions **202** and **204** are moved toward one another so that cannula **320** of tissue anchor **300** is received in elongate groove **232** in central handle section **222** and in elongate groove **255** in central handle section **252**. Portions **202** and **204** are moved even closer to one another so that central handle sections **222** and **252** engage one another and so that projections **258** and **260** are received, respectively, in apertures **228** and **230**. When positioned in this manner, ends **208** and **210** of curved portion **206** of cutter portion **202**, engage, respectively, ends **240** and **238** of curved portion **236** of cutter portion **204**, so as to form a substantially continuous curved cutting edge consisting of cutting edges **212** and **242**. Also when positioned in this manner, longitudinal axis **262** of cutter **200** extends substantially parallel to the elongate axis of cannula **320**, both of which are substantially co-axial with the Z axis extending through tissue volume **22**. (See FIGS. **18** and **21**).

[0118] Next, the position of cutter **200** relative to markers **30** is determined by comparing the location of markers, which is typically determined by using probe **32** and detector **34** in the manner described above, to the position of the cutter. Then, the location of cutter **200** is adjusted so that axis **262** of cutter **200** is substantially co-axial with Z axis tissue volume **22**, as illustrated in FIG. **21**. In some cases the surgeon will recall the location of markers **30** from the prior marker identification step, and so it will be unnecessary to again locate the markers. However, when tissue portion **24** is amorphous and pliable, as is the case when breast tissue is involved, it is recommended that this alignment of cutter **200** with tissue portions **30** using probe **32** and detector **34** be performed before any cutting of tissue volume **22** commences.

[0119] In connection with the initial insertion of cutter **200** in open portion **406**, an appropriately sized cutter **200** is selected such that the radius of curved plates **206** and **236**, as measured radially outwardly from axis **262**, is substantially the same as the radius of tissue volume **22** as measured radially outward from the Z axis. While this relationship between the radii of curved plates **206** and **236** of cutter **200** and the radius of tissue volume **22** as measured with respect to Z axis, is preferred, in some cases it may be satisfactory to use a cutter having a radius that is greater than or less than the radius of the tissue volume **22**. Also, the height of curved

portions **206** and **236** is another factor considered in selecting an appropriate cutter **200**.

[**0120**] Referring to FIGS. **18-22**, as the next step in the removal of tissue volume **22**, ring **302** of tissue anchor **300** is typically pulled upwardly in the direction of arrow **F** (see FIGS. **19** and **21**) sufficiently to tension tissue volume **22** and adjacent portions of tissue portion **24**. By this tensioning of tissue volume **22** and tissue portion **24** the tendency of the tissue portion to compress under the force of a cutting device is reduced. Also, this tensioning of tissue volume **22** serves to stabilize the tissue volume during the surgical removal process.

[**0121**] In some cases, sufficient tissue stabilization can be achieved merely by holding tissue anchor **300** in a substantially fixed position relative to tissue volume **22**. In other words, no force in the direction of arrow **F** is applied to tissue anchor **300** except as may be necessary to hold the tissue anchor in a stable position.

[**0122**] Then, while stabilizing tissue volume **22** with tissue anchor **300**, preferably, but not necessarily by maintaining an upward force on the tissue anchor, the surgeon grips handles **220** and **250** of cutter **200** and begins pressing downwardly on the handles toward tissue volume **22**, i.e., in the direction of arrow **D** (see FIG. **21**). At the same time, handles **220** and **250** are rotated about cutter axis **262** in either or both a clockwise and counterclockwise direction, i.e., in the direction indicated by curved arrow **R** (see FIG. **21**). Elongate grooves **232** and **255** are sized to permit cutter **200** to rotate relatively freely about cannula **320** positioned therein. Pins **258** and **260** and associated apertures **228** and **230** are provided to ensure portions **202** and **204** remain operatively engaged with one another as illustrated in FIG. **10**, and so that the portions rotate together when a rotational force is applied to one of the portions.

[**0123**] As cutter **200** is rotated about its axis **262** and is urged downwardly towards tissue volume **22**, bottom edges **212** and **242** begin cutting tissue volume **22** along its outer boundary. Progress in removing tissue volume **22** is generally periodically determined by comparing the position of curve plates **206** and **236** of cutter **200** relative to markers **30** using probe **32** and detector **34** to identify the locations of markers **30** and then comparing such locations with the location of the cutter. In particular, a determination can be made as to when tissue volume **22** has been severed from tissue portion **24** to a depth defined by marker **30₂** (FIG. **21**) defining the bottom or innermost portion of the tissue volume. Thus, by iteratively comparing the position of cutter **200** to the locations of markers **30** using marker location information acquired from detector **34** based on proximity information provided by the detector, a surgeon can determine when the cutting operation is completed and cutter **200** can be removed from tissue portion **24**, as indicated in FIG. **22**.

[**0124**] Depending upon the size of cutter **200** relative to the placement of markers **30**, the latter may remain in place in tissue portion **24** following removal of tissue volume **22**, as indicated in FIG. **22**. If such as the case, markers **30** are then subsequently removed by first locating the markers using probe **32** and detector **34** and then removing the markers with a suitable instrument, e.g., tweezers. In other cases, the markers will be included in the tissue volume **22**.

[**0125**] In some cases, it will be necessary to sever the bottom or innermost portion of tissue volume **22** from tissue

portion **24** so as to permit removal of the tissue volume. A scalpel or other conventional tool may be used to perform this final severing of the tissue volume. The precise location where this final incision is made may be determined by again locating the position of marker **30₂** using probe **32** and detector **34**. By leaning tissue anchor **300** and cutter **200** to one side, a surgeon can typically follow the incision created by cutter **200** with a scalpel or other tool down to the region where marker **30₂** is located and tissue volume **22** remains attached to tissue portion **24**.

[**0126**] As noted above, in some circumstances a marker **30₂** is not required when the bottom or innermost portion of tissue volume **22** is positioned immediately above a different type of tissue, e.g., a pectoral muscle **400**. In such case, the surgeon can assess when cutter **200** has been inserted sufficiently deep into tissue portion **24** by merely observing when bottom cutting edges **212** and **242** are about to engage the different type of tissue.

[**0127**] Referring to FIG. **1a**, by inserting markers **30** at staggered locations along the **Z** axis, the relative depth of cutter **200** in tissue portion **24** can be determined by locating specific markers using probe **32** and detector **34**. The location of such markers **30** is then compared with the location of cutter **200** to determine the depth of the cut. For example, if markers **30c** are installed at positions **X₁** and **X₂** in FIG. **1a**, and each marker has a unique frequency, these markers can be uniquely identified by detector **34** (FIG. **8**) in the manner described above.

[**0128**] Referring to FIG. **1b**, by positioning more than four markers, e.g., eight markers as illustrated in FIG. **1b**, the boundaries of tissue volume **22** can often be more readily defined during the removal of the tissue volume. This is so because increasing the number of markers **30** used increases the quantity of information received from detector **34** regarding the boundaries of tissue volume **22**.

[**0129**] While the use of cutter **200** in connection with the removal tissue volume **22** often expedites removal of the tissue volume, use of the cutter is not a mandatory aspect of the present method of bracketing and removing the tissue volume. In this regard, a conventional scalpel may often be satisfactorily employed in place of cutter **200**. Also, under certain circumstances it may be desirable to initiate an incision with cutter **200**, and then complete the incision with a scalpel.

[**0130**] The process of removing tissue volume **22** using a scalpel also preferably commences by inserting tissue anchor **300** in tissue volume **22** in the manner described above. The location of markers **30** are also determined prior to and during the removal of tissue volume **22** by scalpel in the manner described above. Thus, during the removal of tissue volume **22**, the boundaries thereof may be repeatedly identified by locating markers **30** using probe **32** and detector **34**. As noted above, it is generally advantageous to use tissue anchor **300** when removing tissue volume **22** with a scalpel because by stabilizing the tissue volume and surrounding regions of tissue portion **24**, it is easier to maintain alignment of the scalpel with the boundaries of the tissue volume. However, it is to be appreciated that the use of tissue anchor **300** is a preferred, but not essential, aspect of the present method of bracketing and removing tissue volume **22**.

[**0131**] Referring now to FIG. **2g** and FIG. **15**, as noted above, probe **32** and detector **34** are not used in connection

with marker **30g**. The detection characteristic of markers **30g** is the release of a colored dye **78** in surgical cavity adjacent the markers. Removal of a tissue volume **22** bracketed by markers **30g** differs from the removal of tissue volume when bracketed by the other embodiments of marker **30** in that the location of marker **30g** is not determined by the surgeon prior to initiation of the removal of tissue volume **22**. Practically speaking, this is more a difference in the process for removing tissue volume **22** than a difference in the composition and construction of marker **30g**. This is so because for implantation purposes, marker **30g** must necessarily be imaged by some form of imaging system, which imaging system could, in most cases, also be used by the surgeon to identify the location of marker **30g** prior to and in connection with the removal of tissue volume **22**. For example, if marker **30g** is initially implanted by imaging the marker using an ultrasound system, then marker **30g** is actually a marker **30f**. Thus, in connection with the following description of the process of removing tissue volume **22** bracketed with markers **30g**, it is assumed the markers are not located by the surgeon prior to, or in connection with, the removal of tissue volume other than by visual observation, as discussed below.

[0132] Removal of tissue volume **22** bracketed by markers **30g** also preferably commences by installing tissue anchor **300** as described above. Again, the use of tissue anchor **300** is preferred, but not mandatory. Next, the surgeon commences cutting the general region of tissue volume **22**, which can be defined by colored marks, Kopanz needles or other known techniques. Then, the removal of tissue volume **22** proceeds using either cutter **200**, or a scalpel or other cutting device, as described above. As this removal of tissue volume **22** is performed, tissue anchor **300**, if used, is manipulated to stabilize tissue volume **22** in the manner described above. As cutter **200**, the scalpel or other cutting device encounters a marker **30g**, the capsule of the marker is severed releasing the colored dye **78**. This advises the surgeon that a boundary of tissue volume **22** has been encountered. It may be advantageous to use a given color of dye in markers **30g** defining one side of the boundary of tissue volume **22**, while the markers **30g** defining an opposite side include a different color of dye. By defining the boundary of tissue volume **22** with a sufficient number, e.g., 10-25, of markers **30g**, the boundary of tissue volume **22** can typically be identified by iteratively cutting and observing whether dye appears in the surgical cavity.

[0133] As noted above, marker embodiments **30a-30f** may all include colored dye **78** within an outer capsule that is sufficiently tough to withstand insertion and yet is relatively easily cut by cutter **200**, a scalpel or other cutting device. Such use of dye in markers **30** provides another source of information for the surgeon regarding the boundary of tissue volume **22**.

[0134] An important advantage of tissue bracketing system **20** is that it permits the relatively precise identification of the boundaries of tissue volume **22** without the need for needles, wires or other cumbersome apparatus projecting from tissue portion **24**. As such, bracketing system permits a surgeon to relatively quickly and easily identify the tissue boundary of tissue volume **22** and remove the tissue volume. In addition, system **20** is ideally adopted for bracketing a tissue volume **22** in amorphous, pliable tissue, such as breast tissue.

[0135] An important advantage of cutter **200** is that it permits a tissue volume **22** of relatively large diameter to be removed through a relatively small incision **404**. This advantage is important in this era when tissue-conserving therapies are being emphasized.

[0136] By stabilizing tissue volume **22** using tissue anchor **300**, the accuracy with which a surgeon can remove tissue volume **22** is enhanced. This advantage of the present invention arises because tensioning of the tissue volume **22** by pulling upwardly on tissue anchor **300** serves to retain the tissue portion in a relatively stable position. Indeed, even holding tissue anchor **300** in a substantially fixed position relative to the tissue volume **22** with which it is engaged typically provides beneficial stabilization of the tissue volume.

[0137] While cutter **200** and tissue anchor **300** may be advantageously employed in connection with the present method of bracketing and removing tissue volume **22**, it is to be appreciated that the cutter and tissue anchor have application in many other contexts. More specifically, in any application in which it is desired to remove a volume of tissue through as small an incision as possible, cutter **200** has important utility. Similarly, when it is desired to stabilize a piece of tissue in connection with surgical removal or other treatment of the piece of tissue, whether or not within the bracketing context of the present invention, tissue anchor **300** also has important application.

[0138] Since certain changes may be made in the above apparatus and processes without departing from the scope of the present invention, it is intended that all matter contained in the preceding description or shown in the accompanying drawings shall be interpreted in an illustrative and not in a limiting sense.

What is claimed is:

1. A system for bracketing a tissue volume comprising:
 - a. a plurality of markers, each marker in said plurality having a maximum dimension of no more than 5 mm, as measured along any axis extending through said each marker;
 - b. a probe; and
 - c. a detector connected to said probe that provides information when said probe is moved proximate to one of said plurality of markers.
2. A system according to claim 1, wherein said maximum dimension is no more than 2 mm.
3. A system according to claim 1, wherein said detector further includes at least one selected from the group consisting of a sound source, a light source, a source of pressurized air, a display for providing changing proximity information, a dial with a movable needle, and a display for displaying an image.
4. A system according to claim 3, wherein said information is at least one of sound, light, pressurized air, visually represented proximity information, movement of a needle, and an image on a display that is provided, respectively, by said sound source, said light source, said source of pressurized air, said display for providing changing proximity information, said dial and said display for displaying an image.
5. A system according to claim 1, wherein said detector provides said information so that an attribute thereof varies

as a function of proximity of said probe to individual markers in said plurality of markers.

6. A system according to claim 1, wherein at least one of said plurality of markers emits gamma rays.

7. A system according to claim 1, wherein at least one of said plurality of markers generates a magnetic field.

8. A system according to claim 1, wherein at least one of said plurality of markers generates a radio frequency signal.

9. A system according to claim 1, wherein at least one of said plurality of markers includes:

a. an antenna; and

b. a radio frequency generator connected to said antenna for generating a first radio frequency signal having a first frequency for transmission by said antenna.

10. A system according to claim 9, further including a circuit connected to said antenna for detecting and regulating an exciter signal received by said antenna, wherein said radio frequency generator is designed to generate said first radio frequency signal using energy in said exciter signal.

11. A system according to claim 10, further including an exciter for generating said exciter signal.

12. A system according to claim 1, wherein each of said plurality of markers includes:

a. an antenna;

b. a circuit connected to said antenna for generating a radio frequency signal, in response to receipt of an exciter signal, having a frequency that is different from frequencies of said radio frequency signals generated by other ones of said plurality of markers; and

c. an exciter for generating said exciter signal, wherein said exciter signal does not include a radio frequency signal having a frequency that is the same as frequencies of said radio frequency signals generated by said plurality of markers.

13. A system according to claim 1, wherein at least one of said plurality of markers vibrates.

14. A system according to claim 1, wherein at least one of said plurality of markers includes:

a. a piezo-electric device that oscillates mechanically in response to an oscillating electrical signal; and

b. a circuit connected to said piezo-electric device that generates said oscillating electrical signal.

15. A system according to claim 14, wherein said at least one of said plurality of markers has a housing that is designed to resonate at a first frequency and said piezo-electric device is coupled to said housing so that mechanical oscillations of said piezo-electric device are transmitted from said piezo-electric device to said housing.

16. A system according to claim 14, wherein said at least one of said plurality of markers includes:

a. an antenna for receiving an exciter signal;

b. wherein said circuit is connected to said antenna and is designed to generate said oscillating electrical signal when said antenna receives said exciter signal; and

c. an exciter for generating said exciter signal.

17. A system according to claim 1, wherein at least one of said plurality of markers includes a plurality of plates that

are configured, positioned and made from a material such that said at least one marker strongly reflects ultrasound energy incident thereon.

18. A system according to claim 1, wherein at least one of said plurality of markers is designed to reflect ultrasound energy incident thereon.

19. A system according to claim 1, wherein at least one of said plurality of markers includes a capsule filled with a colored dye.

20. A system for bracketing a tissue mass comprising:

a. a plurality of markers, each having a detection characteristic;

b. a probe; and

c. a detector that detects said detection characteristic and provides a humanly recognizable representation of proximity of said probe to one of said plurality of markers that varies as a function of changes in said proximity.

21. A system according to claim 20, wherein said detection characteristic is gamma rays.

22. A system according to claim 20, wherein said detection characteristic is a magnetic field.

23. A system according to claim 20, wherein said detection characteristic is radio frequency electromagnetic energy.

24. A system according to claim 20, wherein said detection characteristic is imagability by ultrasound energy.

25. A system according to claim 20, wherein said detector includes a sensor that determines the strength of said detection characteristic and generates an output signal having a magnitude that varies as a function of the strength of said detection characteristic, as determined at said probe.

26. A surgical marker comprising:

a. a quantity of colored dye;

b. a capsule encasing said quantity of colored dye; and

c. wherein at least one of said dye and capsule is imaggable by at least one of ultrasonic, magnetic resonance and X-ray energy.

27. A surgical marker according to claim 26, wherein said capsule has a maximum dimension of no more than 5 mm, as measured along any axis extending through said capsule.

28. A cutting tool comprising:

a. a first portion including:

i. a first blade having a first edge with a first curved configuration;

ii. a first connector;

b. a second portion including:

i. a second blade having a second edge, wherein said second edge has a second curved configuration that is designed so that when said second blade is positioned in operative engagement with said first blade, said first edge and said second edge form a substantially continuous cutting edge;

ii. a second connector positioned and designed to releasably engage said first connector so as to releasably secure said second blade in said operative engagement with said first blade.

29. A cutting tool according to claim 28, wherein said first curved configuration and said second curved configuration are selected so that said substantially continuous cutting edge is circular.

30. A cutting tool according to claim 28, further wherein said first portion has a first handle and said second portion has a second handle.

31. A cutting tool according to claim 30, wherein said first connector is attached to said first handle and said second connector is attached to said second handle.

32. A tissue anchor comprising:

- a. an elongate tube having a central bore, a distal end and a proximal end, wherein said tube has at least one aperture adjacent said distal end;
- b. an elongate member having a portion sized for receipt and axial movement in said central bore between a first position and a second position, wherein said elongate member includes a longitudinal axis and at least one anchor member attached to said portion; and
- c. wherein said at least one anchor member is configured and positioned so that when said portion is in said first position said at least one anchor member is at least partially received in said elongate tube and when said portion is in said second position said at least one anchor member projects through said at least one aperture and extends transversely relative to said longitudinal axis.

33. A tissue anchor according to claim 32, further wherein said elongate tube has an outside diameter ranging 0.5 mm to 12 mm.

34. A tissue anchor according to claim 32, wherein said outside diameter ranges from 0.1 mm to 3 mm.

35. A tissue anchor according to claim 32, wherein said at least one anchor member includes four anchor members.

36. A tissue anchor according to claim 32, wherein said at least one anchor member has a curved configuration when said portion is in said second position.

37. A system for bracketing, stabilizing and removing a tissue volume comprising:

- a. a marker system including:
 - i. a plurality of markers, each marker in said plurality having a maximum dimension of no more than 5 mm, as measured along any axis extending through said each marker;
 - ii. a probe; and
 - iii. a detector connected to said probe that provides information when said probe is moved proximate to one of said plurality of markers;
- b. a cutter including:
 - i. a first portion having:
 - (1) a first blade having a first edge with a first curved configuration;
 - (2) a first connector;
 - ii. a second portion having:
 - (1) a second blade having a second edge, wherein said second edge has a second curved configuration that is designed so that when said second blade is positioned in operative engagement with

said first blade, said first edge and said second edge form a substantially continuous cutting edge;

- (2) a second connector positioned and designed to releasably engage said first connector to releasably secure said second blade in said operative engagement with said first blade; and

c. a tissue anchor including:

- i. an elongate tube having a central bore, a distal end and a proximal end, wherein said tube has at least one aperture adjacent said distal end;
- ii. an elongate member having a portion sized for receipt and axial movement in said central bore between a first position and a second position, wherein said elongate member includes a longitudinal axis and at least one anchor member attached to said portion; and
- iii. wherein said at least one anchor member is configured and positioned so that when said portion is in said first position said at least one anchor member is at least partially received in said elongate tube and when said portion is in said second position said at least one anchor member projects through said at least one aperture and extends transversely relative to said longitudinal axis.

38. A method of removing a tissue volume from a tissue portion using a plurality of markers, the method comprising the steps:

- a. positioning a plurality of markers so as to define a boundary of the tissue volume;
- b. detecting the location of a first one of the plurality of markers; and
- c. incising portions of the tissue portion adjacent said first one of the plurality of markers substantially along said boundary adjacent said location.

39. A method according to claim 38, wherein said positioning step is performed so that said plurality of markers define said boundary in three dimensions.

40. A method according to claim 38, wherein said positioning step is performed so that said plurality of markers define said boundary in two dimensions.

41. A method according to claim 38, wherein said positioning step is performed so that said plurality of markers define said boundary in one dimension.

42. A method according to claim 38, wherein said positioning step involves positioning the plurality of markers using ultrasound imaging to guide placement of the plurality of markers.

43. A method according to claim 38, wherein said positioning step involves positioning the plurality of markers using X-ray imaging to guide placement of the plurality of markers.

44. A method according to claim 38, wherein said positioning step involves positioning the plurality of markers using magnetic resonance imaging to guide placement of the plurality of markers.

45. A method according to claim 38, wherein said positioning step involves positioning the plurality of markers using CAT-scan imaging to guide placement of the plurality of markers.

46. A method according to claim 38, wherein the plurality of markers includes three pairs of markers, further wherein said positioning step involves positioning the three pairs of markers so that markers of each pair lie on said boundary in mutually spaced relation substantially on opposite sides of the tissue volume.

47. A method according to claim 38, wherein said positioning step involves positioning said plurality of markers so that at least two of said plurality of markers lie on an X axis and at least two of said plurality of markers lie on a Y axis, wherein said X axis and said Y axis intersect said tissue volume and extend in non-coaxial relation.

48. A method according to claim 38, further including the steps of repeating said detecting step and said incising step with respect to other ones of the plurality of markers.

49. A method according to claim 38, further including the steps of repeating said detecting step and said incising step with respect to all of said plurality of markers until the tissue volume is separated from the tissue portion.

50. A method according to claim 38, further comprising the step, before said positioning step, of identifying a tissue mass located in the tissue volume.

51. A method of removing a tissue volume comprising the steps:

- a. forming an incision in skin covering the tissue volume;
- b. providing a cutter having a first portion and a second portion, wherein said first portion and said second portion are designed to be attached together in operative engagement, said cutter having a cutting edge for cutting the tissue volume;
- c. inserting said first portion through said incision;
- d. inserting said second portion through said incision and attaching said first portion to said second portion so as to create said operative engagement; and
- e. applying a rotational force and a downward force toward the tissue volume to said cutter so as to cause said cutting edge to cut the tissue volume.

52. A method according to claim 51, further comprising the step, prior to said step b, of positioning a plurality of markers so as to define a boundary of the tissue volume and the step, after said step d and before said step e, of identifying said boundary by detecting the position of said plurality of markers and then positioning said cutter in alignment with said boundary.

53. A method of bracketing a tissue mass in a piece of tissue using a plurality of markers, the method comprising the steps:

- a. generating an image of the tissue mass; and
- b. referring to said image of the tissue mass, positioning the plurality of markers in the piece of tissue so as to define a boundary of a tissue volume that includes the tissue mass.

54. A method according to claim 53, further comprises the step after said step a and before said step b of positioning the plurality of markers proximate the tissue mass and generating an image of the plurality of markers, further wherein said step b involves referring to said image of the plurality of markers in connection with said positioning.

55. A method according to claim 53, wherein said step b involves positioning the plurality of markers so that two of said plurality of markers are positioned on an X axis, two of said plurality of markers are positioned on a Y axis and two of said plurality of markers are positioned on a Z axes, said X, Y and Z axes intersecting the tissue volume and extending in non-coplanar relation.

56. A method according to claim 53, wherein said step b involves positioning the plurality of markers so that said X, Y and Z axes are substantially mutual orthogonal.

57. A method according to claim 53, wherein said step b is performed so that the plurality of markers defines said boundary in one dimension.

58. A method according to claim 53, wherein said step b is performed so that the plurality of markers defines said boundary in two dimensions.

59. A method according to claim 53, wherein said step b is performed so that the plurality of markers defines said boundary in three dimensions.

60. A method according to claim 53, wherein said step b is performed so that said at least two of the plurality of markers are positioned on an X_1 axis and at least two of the plurality of markers are positioned on a Y_1 axis, wherein said X_1 axis and said Y_1 axis are offset along said Z axis, respectively, from said X axis and said Y axis.

61. A method of removing a tissue mass and surrounding tissue volume from a piece of tissue, the method comprising the steps:

- a. positioning a plurality of markers in the piece of tissue so as to define a boundary of the tissue volume;
- b. identifying said boundary by detecting the position of said plurality of markers;
- c. incising portions of said tissue volume adjacent said plurality of markers substantially along said boundary based on said position of said plurality of markers; and
- d. stabilizing the tissue volume during said incising step.

62. A method according to claim 61, wherein said identifying step and said incising step are repeated until said tissue volume is removed from the piece of tissue.

63. A method according to claim 61, wherein said incising step is performed so that said incising extends in a second direction that is different than said first direction.

64. A method according to claim 61, wherein said stabilizing step involves pulling the tissue volume in a first direction.

* * * * *

专利名称(译)	用于包围和移除组织的系统和方法		
公开(公告)号	US20020013596A1	公开(公告)日	2002-01-31
申请号	US09/954588	申请日	2001-09-14
[标]申请(专利权)人(译)	克拉格DAVIDñ		
申请(专利权)人(译)	克拉格DAVID N.		
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[标]发明人	KRAG DAVID N		
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IPC分类号	A61B10/02 A61B8/08 A61B17/00 A61B17/32 A61B17/34 A61B19/00		
CPC分类号	A61B17/3201 A61B17/32053 A61B17/3211 A61B17/3403 A61B19/5244 A61B19/54 A61B2017/00349 A61B2017/320064 A61B2017/3413 A61B2019/5263 A61B2019/5408 A61B2019/542 A61B2019/5429 A61B2019/5437 A61B2019/545 A61B2019/5454 A61B2019/5458 A61B2019/5495 A61B34/20 A61B90/39 A61B2034/2063 A61B2090/3908 A61B2090/392 A61B2090/3929 A61B2090/3937 A61B2090/395 A61B2090/3954 A61B2090/3958 A61B2090/3995		
其他公开文献	US6675810		
外部链接	Espacenet USPTO		

摘要(译)

一种用于包围组织体积 (22) 并随后定位括号内的组织体积的系统和方法。该系统包括多个标记 (30) 和探针 (32) 和检测器 (34) , 用于通过提供外科医生可用的信息来定位标记, 该信息代表探针和多个标记之间的接近度的变化。标记具有各种检测特征, 例如, 它们发射伽马射线, 其可由相关的探针和检测器检测。通过基于由检测器提供的接近度信息操纵切割工具来移除组织体积, 该接近度信息可由外科医生用于限定组织体积的边界。提供两件式切割工具 (200) 用于移除组织体积, 并且提供组织锚固件 (300) 用于在移除期间稳定组织。本发明的系统和方法特别适用于包围, 然后从诸如乳房组织的无定形柔韧组织中去组织体积。

